Washington, Tuesday, November 17, 1959

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 54980]

PART 3—DOCUMENTATION OF VESSELS

Citizenship of Corporations

The Act of September 21, 1959 (Public Law 86-327; 73 Stat. 597), further amends section 4132 of the Revised Statutes (46 U.S.C. 11), section 37 of the Merchant Marine Act, 1920 (46 U.S.C. 888), section 2 of the Shipping Act, 1916 (46 U.S.C. 802), and section 905(c) of the Merchant Marine Act, 1936 (46 U.S.C. 1244(c)), by redefining the term "citizen of the United States" as applied to corporations.

In order to give effect to the enactment, the following changes are made in the Customs Regulations.

- 1. Subparagraph (3) of § 3.19(a) is amended to read as follows:
- (3) In the case of a corporation, one which is incorporated under the laws of the United States, or of any State thereof, of which the president or other chief executive officer and the chairman of the board of directors are citizens of the United States, so long as no more of its directors than a minority of the number necessary to constitute a quorum shall be noncitizens.
- 2. Paragraph (a) to footnote 10 appended to § 3.19(b) is amended to read as follows:
- (a) Within the meaning of this chapter no corporation, partnership, or association shall be deemed a citizen of the United States unless the controlling interest therein is owned by citizens of the United States, and, in the case of a corporation, unless its president or other chief executive officer and the chairman of its board of directors are citizens of the United States and unless no more of its directors than a minority of the number necessary to constitute a quorum are

noncitizens and the corporation itself is organized under the laws of the United States or of a State, Territory, District, or possession thereof, but in the case of a corporation, association, or partnership operating any vessel in the coastwise trade the amount of interest required to be owned by citizens of the United States shall be 75 per centum.

- 3. Section 3.21(c) is amended to read as follows:
- (c) If the vessel be owned by a corporation, the oath shall be taken by its president, its secretary, or by any other officer or agent thereof duly authorized by a writing under the corporate seal to act in its behalf. Such officer or agent shall also furnish a certificate as to the organization of the corporation and the names of its president or other chief executive officer, chairman of its board of directors, and directors, showing the home address and citizenship of each and the number of directors necessary to constitute a quorum, including a quotation of the pertinent portion of the articles of incorporation, bylaws, or other corporate papers relating to the matter of a quorum. If the corporate owner is qualified as a citizen of the United States under the definition contained in section 3.19(a) (4), the oath shall be on customs Form 1260 and the accompanying certificate shall include information as to the names, home address, and citizenship of all officers and directors.

(R.S. 161, as amended, 4132, as amended, 4131, as amended, 4142, 4139, as amended, 4143, 4144, 4163, 4314, as amended, 4320, as amended, sec. 2, 23 Stat. 118, as amended, sec. 2, 39 Stat. 729, as amended, 72 Stat. 1736; 5 U.S.C. 22, 46 U.S.C. 2, 11, 19-22, 33, 221, 254, 262, 802, 883-1)

[SEAL]

RALPH KELLY, Commissioner of Customs.

Approved: November 6, 1959.

A. Gilmore Flues,
Acting Secretary of the Treasury.

[F.R. Doc. 59-9695; Filed, Nov. 16, 1959; 8:47 a.m.]

CONTENTS

_	
Agriculture Department See Federal Crop Insurance Corporation; Commodity Stabilization Service.	Page
Alien Property Office Notices: Gambini, Tomazo; intention	
Gambini, Tomazo; intention to return vested property; amendment	9299
coles Bulgares; vesting order_ Army Department See also Engineers Corps.	9299
Rules and regulations: Aid of civil authorities and public relations; prisoners, clemency	9286
Attorney General's Office Notices: Assistant Attorney General; delegation of authority	9300
Civil Aeronautics Board Notices:	2000
Rates for nonpriority mail; pre- hearing conference Civil Service Commission	9291
Notices: Certain medical officer positions throughout the world; mini- mum pay rate increases	9292
Commodity Stabilization Service Rules and regulations: Soil bank; conservation reserve	
program, 1960Sugarcane, Puerto Rico; pro- portionate shares, 1959-60	9285
crop	9285
	9281
Defense Department See Army Department; Engineer Corps.	
Engineers Corps Rules and regulations: Bridge regulations, St. Andrew	
Bay, Fla., and Amite River,	9287
LaNavigation, Hampton Roads,	9287
- 9281	

FEDERAL REGISTER

REpublic 7-7500

Extension 3261

Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Office of the Federal Register, National Archives and Records Service, General Services Administration, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D.C.

– The Federal Register will be furnished by

The Federal Register will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15 cents) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D.C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended August 5, 1953. The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of books and pocket supplements vary.

pocket supplements vary.

There are no restrictions on the republication of material appearing in the Federal Register, or the Code of Federal Regulations.

CONTENTS—-Continued

CONTENTS—-Continued	
Federal Aviation Agency Rules and regulations: Standard instrument approach	Page
procedures; miscellaneous alterations	9282
Federal Communications Com-	٠.
mission	
Notices:	
Hearings, etc.:	
American Telephone and Telegraph Co	9290
Catskills Broadcasting Co. and Ellenville Broadcast-	
ing Co	9290
Flat River Broadcasting Co.	3230
et al	9290
Star Supply Co. and Indiana	
Supply Co	9290
Proposed rule making:	
Clear channel broadcasting in	
standard broadcast band	9289
Federal Crop Insurance Corporation	
Rules and regulations:	
Federal crop insurance, corrections:	
1958 and succeeding crop	
years	9285
1961 and succeeding crop	
	9285
Federal Power Commission Notices: Hearings, etc.:	•
Berkshire Gas Co. et al	9293
Blanco Oil Co. et al	

Humble Oil & Refining Co.

et al_____ 9293

CONTENTS—Continued

COM EN 13-Commoed		`
Food and Drug Administration Proposed rule making:	Page	4
Food additives; petition for es- tablishment of tolerances in edible portions of chickens	9290	8
Health, Education, and Welfare Department		6
See Food and Drug Administration; Public Health Service.		3
Interior Department See Land Management Bureau. Interstate Commerce Commis-	,	2
sion . Notices:		
Fourth section applications for relief	9299	5
Justice Department See Alien Property Office; Office of the Attorney General.		2
Labor Department		-
See Wage and Hour Division.		•
Land Management Bureau Notices:	-	1
Alaska, filing of leasing map of lands for competitive oil and gas leasing-	9292	
Proposed rule making: Mineral leases and permits; filing of applications	*	
Public Health Service Notices:	,	
Licensed biological products	9291	
Securities and Exchange Commission	,	2
Notices: Hearings, etc.:		
Arkansas Power & Light Co New England Power Co	9293 - 9294 -	
Standard Gas and Electric Co. and Philadelphia Co Worcester - County Electric	9294	,
Co. and New England Elec- tric System	9296	
Small Business Administration Small business defense produc- tion pools:		
Applied Research Associates, Inc	9297	
Unified Industries, Inc Treasury Department	9297	
See Customs Bureau. Wage and Hour Division		
Notices: Authorized representatives to	:	
grant, deny, revoke or cancel industrial homework cer-		
tificates Learner employment certifi- cates; issuance to various	9299	
industriesCODIFICATION GUIDE	9298	
		-
A numerical list of the parts of the of Federal Regulations affected by docupublished in this issue. Proposed ru	ments	

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such

A Cumulative Codification Guide covering the current month appears at the end of each issue beginning with the second issue of the month.

6 CFR	Page.
485	9285

CODIFICATION GUIDE-Con.

7 CFR 401 (2 documents) 857 14 CFR	Page 9285 9285
857 14 CFR	
857 14 CFR	
14 CFR	
609	9282
19 CFR	
3	9281
21 CFR	
Proposed rules:	
121	9290
32 CFR	
	0000
512	9286
33 CFR	
203	9287
207	9287
	0201
43 CFR	
Proposed rules:	
188	9288
193	9288
195	9288
196	9288
198	9288
199	9288
200	9288
Public land orders:	0000
1621 (see F.R. Doc. 59–9692) _	9292
1965 (see F.R. Doc. 59-9692)	9292
47 CFR	
Proposed rules:	
3	9289

Title 14—AERONAUTICS AND SPACE

Chapter III—Federal Aviation Agency

SUBCHAPTER E-AIR NAVIGATION REGULATIONS

[Reg. Docket No. 178; Amdt. 144]

PART 609—STANDARD INSTRUMENT APPROACH PROCEDURES

Miscellaneous Alterations

. The new and revised standard instrument approach procedures appearing hereinafter are adopted to become effective and/or canceled when indicated in order to promote safety. The revised procedures supersede the existing procedures of the same classification now in effect for the airports specified therein. For the convenience of the users, the revised procedures specify the complete procedure and indicate the changes to the existing procedures. Pursuant to authority delegated to me by the Administrator (24 F.R. 5662), I find that a situation exists requiring immediate action in the interest of safety, that notice and public procedure hereon are impracticable, and that good cause exists for making this amendment effective on less than thirty days' notice.

Part 609 (14 CFR Part 609) is amended

as follows: _

1. The automatic direction finding procedures prescribed in § 609.100(b) are amended to read in part:

ADF STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Cellings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Transition			Ceiling	and visibili	ty minimum	.8	
		Mini	Minimum		2-engin	e or less	More than 2-engine,
From-	То—	Course and distance	altitude (feet)		65 knots or less	More than 65 knots	mana tham
HOU VOR. HOU LFR. Fairbanks Int. Aroola Int. Rosenberg Int. Cypress Int. Radar, Vectoring Position.	AAP MH	Direct	1800 1800 1800 2100 1500 1500 2200	T-dn C-dn A-dn	300-1 600-1 NA	NA NA NA	NA NA NA

Houston Radar terminal area transition altitude 2200' within 25 miles of Radar Site.

Procedure turn West side of crs, 344° Outbnd, 164° Inbnd, 1500' within 10 mi. Beyond 10 mi NA.

Minimum altitude over facility on final approach crs, 800'.

Crs and distance, facility to airport, 164°—0.8 mi.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.8 mi, turn right, climb to 2000' on crs of 270° from the AP MH within 10 miles and contact HOU approach control for further clearance.

Notes: No weather service. Unicom 24 hours 122.8 and 122.1. Procedure NA for air carrier. Runways 50' wide. Private facility approved for public use.

City, Allef; State, Tex.; Airport Name, Andrau Airpark; Elev., 80'; Fac. Class., MH; Ident., AAP; Procedure No. 1, Amdt. Orig.; Eff. Date, 12 Dec. 59

PROCEDURE CANCELLED, EFFECTIVE OCTOBER 22, 1959, OR ON DECOMMISSIONING OF FACILITY.

City, Tuscaloosa; State, Ala.; Airport Name, Van De Graff; Elev., 169'; Fac. Class., BMH; Ident., TCL; Procedure No. 1, Amdt. 5; Eff. Date, 1 March 58; Sup. Amdt No. 4; Dated, 10 Dec. 54

PROCEDURE CANCELLED, EFFECTIVE OCTOBER 22, 1959, OR ON DECOMMISSIONING OF FACILITY.

City, Valdosta; State, Ga.; Airport Name, Valdosta; Elev., 203'; Fac. Class., BMH; Ident., VLD; Procedure No. 1, Amdt. 9; Eff. Date, 13 June 59; Sup. Amdt. No. 8; Dated, 24 March 54

2. The very high frequency omnirange (VOR) procedures prescribed in § 609.100(c) are amended to read in part: VOR STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Transition			Ceiling	and visibili	ty minimum	ı s ,		
	Green and Minimum		2-engine or less		More than			
From—	То—	Course and altitude (feet)	distance altitude	distance altitude	Condition	65 knots or less	More than 65 knots	2-engine, more than 65 knots
-				T-d T-n* C-d C-n* A-dn	300-1 300-1 500-1 500-11/2 NA	300-1 300-1 500-1 500-1}2 NA	NA NA NA NA NA	

Procedure turn South side of crs, 244° Outbnd, 064° Inbnd, 1500′ within 10 miles.

Minimum altitude over facility on final approach crs, 900′.

Crs and distance, facility to airport, 064°—3.6 mi.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.6 miles, make an immediate right climbing turn and return to the Hampton VOR at 3000′. Hold East on HTO VOR R-096, one minute patterns, left hand turns. Contact N.Y. Center for further clearance.

CAUTION: Power line and associated towers reaching 155′ MSL along NE boundary of airport.

Note: No weather reporting. No tower communication. Unicom available on 122.8 during normal hours of operation, sunrise to sunset.

*Runway lights on 10–28 only. Night operations authorized on Rnwy 10–28 only.

City, East Hampton; State, N.Y.; Airport Name, East Hampton; Elev., 55'; Fac. Class., VOR; Ident., HTO; Procedure No. 1, Amdt. Orig.; Eff. Date, 12 Dec. 59

		T-dn C-dnA-dn	300-1 500-1 800-2 300-1 500-1 800-2	200-14 500-114 800-2
--	--	------------------	--	----------------------------

Procedure turn N side of crs, 058° Outbnd, 238° Inbnd, 1900' within 10 miles. Minimum altitude over facility on final approach crs, 1300'.
Crs and distance, facility to airport, 238—4.0.

Crs and distance, facility to airport, 238—4.0.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.0 miles, climb to 1400' on R-238 within 10 miles.
ARE CARRIER NOTE: Sliding scale and no reduction in take-off minimums authorized.
Major Change: Deletes transition from Tuscaloosa BMH.

City, Tuscaloosa; State, Ala.; Airport Name, Van De Graff; Elev., 169'; Fac. Class., BVOR; Ident., TCL; Procedure No. 1 ,Amdt. 7; Eff. Date, 12 Dec. 59; Sup. Amdt. No. 6; Dated, 1 March 58

RULES AND REGULATIONS

YOR STANDARD INSTRUMENT APPROACH PROCEDURE-Continued

Transition				Celling	and visibili	y minimum	s
		Gauss and Minimum			2-engine	or less	More than
From—	To	Course and distance	altitude (feet)	ie Condition	65 knots or less	More than 65 knots	2-engine, more than 65 knots
Lee VHF Int	VLD-VOR	Direct	1400	T-dn C-dn S-dn-35 A-dn	300-1 500-1 400-1 800-2	. 300-1 500-1 400-1 800-2	200-34 500-132 400-1 800-2

Radar Transitions:
From R-270 to R-100, 1500' within 30 miles of VLD-VOR.
From R-100 to R-270, 1500' within 15 mi of VLD-VOR.
From R-100 to R-270, 1500' within 15 mi of VLD-VOR.
Procedure turn *West side of crs, 183° Outbind, 003° Inbind, 1400' within 10 miles.
Minimum Altitude over facility on final approach crs, 300'.
Crs and distance, facility to airport, 003-5.8.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5.8 miles, make left turn, climbing to 1500' intercepting R-345 of VLD-VOR within 20 mi.
*Procedure turn nonstandard to provide separation from Moody AFB traffic.

City, Valdosta; State, Ga.; Airport Name, Valdosta; Elev., 203'; Fac. Class., BVOR; Ident., VLD; Procedure No. 1, Amdt. 6; Eff. Date, 12 Dec. 59; Sup. Amdt. No. 5; Dated, 13 June 59.

3. The terminal very high frequency omnirange (TerVOR) procedures prescribed in § 609.200 are amended to read in part: TERMINAL VOR STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for an route operation in the particular area or as set forth below.

Transition			Ceiling	and visibili	ty minimum	ıs	
From—	То	Course and distance	Minimum altitude (feet)	Condition	2-engine	or less	More than 2-engine, more than 65 knots
 					or less	65 knots	
. %	-			T-dn C-dn A-dn	300-1 1000-3 1000-3	300-1 1000-3 1000-3	200-14 1000-3 1000-3

Terminal Area Radar Transition Altitudes:
From R-030 thru R-150 of Idlewild VOR, 1500' within 20 ml.
1000' within 10 ml.
Procedure turn NA. Radar vectors to final approach are required.
Final approach radial 065.
Minimum altitude over facility on final approach crs, 1000'.
Crs and distance, breakoff point to appr. end of Rnwy 25, 252°—3.0 ml.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0 mile of IDL VOR, make a left turn at 1000' to R-223
of IDL VOR and proceed to Scotland Int. After Scotland, climb to 1500', hold SW, right turns, one minute. Contact IDL approach control for further instructions.
Note: This confirms procedure released by NOTAM, 4 September 1959.

City, New York; State, N.Y.; Airport Name, International; Elev., 12'; Fac. Class., VOR; Ident., IDL; Procedure No. TerVOR-25, Amdt. Orig.; Eff. Date, 4 Sept. 59

4. The radar procedures prescribed in § 609,500 are amended to read in part:

RADAR STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet, MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

It a radar instrument approach is conducted at the below named airport, it shall be in accordance with the following instrument procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altifude(s) shall correspond with those established for en route operation in the particular area or as set forth below. Positive identification must be established are controller. From initial contact with radar to final authorized landing minimums, the instructions of the radar controller are mandatory except when (A) visual contact is established on final approach at or before descent to the authorized landing minimums, or (B) at pilot's discretion if it appears desirable to discontinue the approach is lost for more than 5 seconds during a precision approach, a missed approach shall be executed as provided below when (A) communication on final approach is lost for more than 5 seconds during a precision approach, or for more than 30 seconds during a surveillance approach; (B) directed by radar controller; (O) visual contact is not established upon descent to authorized landing minimums; or (D) if landing is not accomplished.

t:		Transition			Ceiling	g and visibili	ty mįnimum	ıs
,	-		Course and	Minimum		2-engin	e or less	More than 2-engine,
ξ	From	То	distance	altitude (feet)	Condition	65 knots or less	More than 65 knots	more than
All sectors		Radar site	Within 25 mi	*2500	s	urveillance a	pproach	
	,		•		T-dn C-dn S-dn-1, 19, and 7R.	300-1 600-1 400-1	300-1 600-1 400-1	. 200-14 600-144 400-1
	`				S-dn-13 S-dn-25L and 31.	500-1 600-1	500-1 600-1	500-1 600-1
L			•	` `	A-dn	800-2	800-2	800-2

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished:

'Runway 1—climb to 2700' on N crs MKE-LFR within 20 mi.

Runway 19—climb to 2000' on localizer crs to LOM.

Runways 7R-13—right turn climb to 2000' and proceed to the LOM.

Runways 25L-31—left turn climb to 2000' and proceed to LOM.

CAUTION: TV towers 1685' MSL 7.8 NM N of airport, 1735' MSL 9.2 NM N of airport, and 1746' MSL 15.2 NM N of airport.

'3 mi lateral separation required from 1685' TV tower 7.8 NM N of airport, from 1735' TV tower 9.2 NM N of airport and from 1746' TV tower 15.2 NM N of airport.

City, Milwaukee; State, Wis.; Airport Name, General Mitchell; Elev., 693'; Fac. Class., Milwaukee; Ident., Radar; Procedure No. 1, Amdt. 3; Eff. Date, 12 Dec. 59; Sup. Amdt. No. 2; Dated, 16 June 56

These procedures shall become effective on the dates indicated on the procedures.

(Secs. 313(a), 307(c), 72 Stat. 752, 749; 49 U.S.C. 1354(a), 1348(c))

Issued in Washington, D.C., on November 10, 1959.

B. PUTMAN, Acting Director, Bureau of Flight Standards.

[F.R. Doc. 59-9720; Filed, Nov. 16, 1959; 8:50 a.m.]

Title 6—AGRICULTURAL

Chapter IV—Commodity Stabilization Service and Commodity Credit Corporation, Department of Agriculture

SUBCHAPTER D-REGULATIONS UNDER SOIL BANK ACT

[Amdt.3]

PART 485-SOIL BANK

Subpart—Conservation Reserve Program for 1960

Section 485.509(e) of the regulations governing the Conservation Reserve Program for 1960, 24 F.R. 7987, as amended, is amended by adding at the end thereof the following sentence: "If there are no applicants for contracts in the county other than those who select the option in subparagraph (1) of this paragraph, such an applicant shall be offered a conservation reserve contract, within available funds and other program limitations, at a rate of ten cents below the basic annual per acre rate established for the acreage offered."

(Sec. 124, 70 Stat. 198; 7 U.S.C. 1812)

Issued at Washington, D.C., this 12th day of November 1959.

> WALTER C. BERGER, Administrator. Commodity Stabilization Service.

[F.R. Doc. 59-9712; Filed, Nov. 16, 1959; 8:49 a.m.]

Title 7—AGRICULTURE

Chapter IV—Federal Crop Insurance Corporation, Department of Agriculture

[Amdts. 16, 17]

PART 401—FEDERAL CROP **INSURANCE**

Subpart—Regulations for the 1958 and Succeeding Crop Years

MISCELLANEOUS AMENDMENTS

Correction

- 1. In F.R. Doc. 59-9243, appearing at page 8873 of the issue for Saturday, October 31, 1959, the second sentence of item 6(12) should begin: "For any crop year such election may be made or rescinded * * *."
- 2. In F.R. Doc. 59-9244, appearing at page 8875 of the issue for Saturday, Oc-

tober 31, 1959, the latter part of the first sentence of item 9(c) should read: "* * to the total production of peaches which was or would have been produced if the insured cause of loss had not occurred."

PART 401—FEDERAL CROP **INSURANCE**

Subpart—Regulations for the 1961 and Succeeding Crop Years

Correction

In F.R. Doc. 59-9248, appearing at page 8876 of the issue for Saturday, October 31, 1959, the following corrections are

- 1. In the Terms and Conditions under § 401.11:
- a. In item 1, Insured crops, the first occurrence of the word "Corporation," following the first occurrence of the word "Provided," should be immediately followed by a comma.

b. In item 4(e), the word "country" should read "county"

- c. In item 9(a), the clause immediately preceding the words "Provided, however," should read " * * * when any indemnity for the insurance unit involved is determined:
- 2. In § 401.17, the cancellation date for Maryland and Pennsylvania, appearing in the tabular material under item 7(a), should read "Mar. 15".
- 3. In § 401.29, the period following the word "harvest" in item 5(a) should be deleted.
- 4. In § 401.30, the phrase immediately following the words "And provided further," in item 8(d), should read " * * * That the guaranteed production on any acreage * * *."
- 5. In § 401.31, the second occurrence of the phrase "crop year," in item 9(a), should be immediately preceded by the word "that" instead of "the".

Chapter VIII—Commodity Stabilization Service (Sugar), Department of Agriculture

SUBCHAPTER G-DETERMINATION OF PROPORTIONATE SHARES

[Sugar Determination 857.12]

PART 857—SUGARCANE, PUERTO RICO

Determination of Proportionate Shares, Sugarcane, Puerto Rico-1959-60 Crop

Pursuant to the provisions of section 302 of the Sugar Act of 1948, as amended (hereinafter referred to as "act"), the following determination is hereby issued:

§ 857.12 Proportionate shares for sugarcane farms in Puerto Rico for the 1959-60 crop.

(a) Farm proportionate share. The proportionate share for each farm in Puerto Rico for the 1959-60 crop shall be the amount of sugar, raw value, com-mercially recoverable from the sugar cane grown thereon and marketed (or processed by the producer) during the 1959-60 crop season for the extraction of sugar or liquid sugar.

(b) Share tenant and sharecropper protection and compliance with other conditions for payment. Notwithstanding the establishment of a proportionate share for each farm under paragraph (a) of this section, eligibility for payment of any producer of sugarcane shall be subject to the following conditions:

- (1) That the number of share tenants or sharecroppers engaged in the production of sugarcane of the 1959-60 crop on the farm of such producer shall not be reduced below the number so engaged with respect to the previous crop, unless such reduction is approved by the Director of the Agricultural Stabilization and Conservation Caribbean Area Office (referred to in this section as "Director"). The Director shall approve such
- reduction when the reduction was the result of voluntary action of the share tenant or sharecropper, or was caused by reasons beyond the control of the producer:

- (2) That such producer shall not have entered into any leasing or cropping agreement for the purpose of diverting to himself or any other producer any payments to which share tenants or sharecroppers would be entitled if their leasing or cropping agreements for the previous crop were in effect; and
- (3) That such producer has met all other requirements of the act and the determinations issued pursuant thereto, with respect to child labor, wage rates, and in the case of a processor-producer,

prices paid for sugarcane.

- (c) Filing application for payments. Application for payments authorized under Title III of the act with respect to sugarcane planted on a farm for harvest during the 1959-60 crop season shall be made on Form SU-150 by the producer of the sugarcane or his legal representative or heirs, who must sign and file the form with the Agricultural Stabilization and Conservation Caribbean Area Office (referred to in this section as "Area Office") at San Juan, Puerto Rico, or with a representative of such office no later than June 30, 1962. The form shall be made available for signing at the Area Office, a District ASC Office, the producer's farm, or such other place and time as designated by the Area Office and the producer shall be notified of the time and place by such office.
- (d) Determination of eligibility and basis for payment and appeals for review thereof. Except as otherwise provided in regulations relating to conditional payments, compliance with the conditions prescribed by the act and regulations for any payment authorized under Title III of the act, the facts constituting the basis for any such payment, and the amount thereof shall be determined by the Area Office. If the producer is dissatisfied with the decision. he may, within 15 days after the date of the mailing of the decision to him, request the Area Office in writing to reconsider such determination. The Area Office shall, after giving the producer an opportunity to appear before it, if so requested, notify the producer in writing

of its decision, as scon as practicable, after the submission of the appeal. If the producer is dissatisfied with the decision of the Area Office, he may, within 30 days after the date of mailing of the decision to him, appeal in writing to the Secretary to review the decision of the Area Office. The decision of the Secretary shall be final. Determinations by the Area Office and reviews thereof shall be made and decided in accordance with the applicable provisions of the act and regulations issued by the Secretary thereunder and on the basis of the facts in the individual case.

(e) Obtaining information regarding eligibility for payment. Where it is necessary to obtain information to assist the Area Office in determining compliance with the conditions prescribed by the act and regulations for any payment authorized under Title III of the act, the facts constituting the basis for any such payment or the amount thereof, or to assist the Secretary in reviewing, upon appeal, any such determination by the Area Office, any such information with respect to acreage or compliance shall be obtained to the extent possible as provided in the applicable provisions of Part 718 of this title, as amended. In the absence of a provision in such Part 718 of this title for obtaining any such information, any employees of the Area Office designated by the Director to be qualified to perform such a duty may obtain such information. If the operator or his representative of any farm with respect to which application is made for any payment authorized under Title III of the act, prevents the obtaining of the information necessary to determine compliance with the conditions for any such payment, the facts constituting the basis for any such payment, or the amount thereof, as provided in this paragraph, the conditions prescribed by the act and regulations for any such payment shall be deemed not to have been met until such farm operator or his representative permits such information to be obtained.

(f) Transfer of sugarcane production records. To provide an opportunity for records to be made and preserved in the Area Office of the transfer of sugarcane production records from one parcel of land to another for possible use in establishing restrictive proportionate shares under future programs, the following procedures are made available: The sugarcane production record for any parcel of land which is to be utilized for purposes other than the production of sugarcane for sugar shall, upon written application by the owner to the Agricultural Stabilization and Conservation Caribbean Area Committee (referred to in this section as "Committee") be transferred to any other parcel or parcels of land owned by such applicant in Puerto Rico, if such Committee finds that the transfer of the production record will encourage a wise use of land resources, foster greater diversification of agricultural production and promote the conservation of soil and water resources in Puerto Rico, and the Committee determines that such transfer of production record is in the public interest and will facilitate the sale or rental of the land for other productive purposes. The production record for any land removed from sugarcane production because of transfer by sale, lease or donation to any Federal, Commonwealth, or any other agency or entity having the right of eminent domain, shall, upon application to the Committee within five years from the date of such transfer and upon approval by the Committee, be added to the production record, if any, for other land owned, purchased, or leased by the owner of the land so transferred.

STATEMENT OF BASES AND CONSIDERATIONS

Sugar Act requirements. Section 301(b) of the act provides as a condition for payment to producers that there shall not have been marketed (or processed) except for livestock feed or for the production of livestock feed, an amount of sugarcane grown on the farm and used for the production of sugar or liquid sugar in excess of the proportionate share for the farm, as determined by the Secretary pursuant to section 302(b) of the act. For Puerto Rico, the term "proportionate share" means the individual farm's share of the total quantity of sugar required to enable the area to meet the quota (and provide a normal carryover inventory) as estimated by the Secretary, for the calendar year during which the larger part of the sugar or liquid sugar from such crop normally would be marketed.

To comply with the foregoing requirements of the act, the proportionate share for any farm may be filled only by sugar produced from sugarcane grown on that farm. Sugarcane grown on one farm may not be marketed for the production of sugar within the proportionate share for another farm.

Section 302(a) of the act provides that the amount of sugar with respect to which payment may be made shall be the amount of sugar commercially recoverable from the sugarcane grown on that farm and marketed (or processed) for sugar or liquid sugar, not in excess of the farm proportionate share.

Section 302(b) provides that in determining the proportionate share for a farm, the Secretary may take into consideration the past production on the farm of sugarcane marketed (or processed) within the proportionate share for the extraction of sugar or liquid sugar and the ability to produce such sugarcane, and that the Secretary shall, insofar as practicable, protect the interests of new producers and small producers, and the interests of producers who are cash tenants, share tenants, or sharecroppers and of the producers in any local producing area whose past production has been adversely, seriously, and generally affected by drought, storm, flood, freeze, disease, insects or other similar abnormal and uncontrollable conditions. Section 302(b) also provides that for purposes of establishing proportionate shares and in order to encourage wise use of land resources, foster greater diversification of agricultural production, and promote the conservation of soil and water resources in Puerto Rico, the Secretary, on application by any owner of a farm in

Puerto Rico, is authorized whenever he determines it to be in the public interest and to facilitate the sale or rental of land for other productive purposes, to transfer the sugarcane production record for any parcel or parcels of land in Puerto Rico owned by the applicant to any other parcel or parcels of land owned by such applicant in Puerto Rico.

General. Restrictive proportionate shares are required in an area only when the indicated sugar supply is more than sufficient to fill the quota and provide a normal carryover inventory. Production from the 1959-60 crop is expected to be less than the quantity needed to enable the area to fill its mainland and local quotas and provide a normal carryover inventory. Accordingly, there appears to be no basis for having restrictive proportionate shares apply to the 1959-60 crop.

Determination. This determination provides that the proportionate share for each farm in Puerto Rico for the 1959-60 crop shall be the quantity of sugarcane grown thereon and marketed for the extraction of sugar during the 1959-60 crop year. This will permit the marketing of all sugarcane produced on each farm.

The other provisions of the determination are continued unchanged from those effective for the 1958–59 crop, except that the date by which applications for Sugar, Act payments must be filed has been extended one year.

Accordingly, I hereby find and conclude that the foregoing determination will effectuate the applicable provisions of the act.

(Sec. 403, 61 Stat. 932; 7 U.S.C. Supp. 1153. Interprets or applies secs. 301, 302, 61 Stat. 929, 930, as amended; 7 U.S.C. Supp. 1131, 1132)

Issued this 12th day of November 1959.

TRUE D. MORSE, Acting Secretary of Agriculture.

[F.R. Doc. 59-9713; Filed, Nov. 16, 1959; 8:49 a.m.]

Title 32—NATIONAL DEFENSE

Chapter V—Department of the Army
SUBCHAPTER A—AID OF CIVIL AUTHORITIES
AND PUBLIC RELATIONS

PART 512—PRISONERS

Clemency

In § 512.1, revise paragraphs (b) and (c), as follows:

§ 512.1 Clemency.

12

(b) Authority to mitigate, remit, and suspend sentences. (1) Subject to subparagraph (2) of this paragraph, any commanding officer of a sentenced or unsentenced prisoner who has the authority to appoint a court of the kind that imposed the sentence, or any superior military authority, may mitigate, remit, or suspend, in whole or in part, any unexecuted portion of a sentence (including all uncollected forfeitures) adjudged by a court-martial, other than a sentence extending to death or dismissal or affecting a general officer. At any time prior to completion of appellate review, The

Judge Advocate General may mitigate, remit, or suspend, in whole or in part, any unexecuted portion of a sentence other than a sentence extending to death or dismissal or affecting a general officer (including all uncollected forfeitures) adjudged by a court-martial.

(2) The authority to mitigate, remit, or suspend any unexecuted portion of the sentence of a prisoner confined in a United States disciplinary barracks or in an institution under the control of the Attorney General, whether or not the sentence has been ordered executed, may be exercised only by the Secretary of the Army, except that:

(i) The officer who convened the court or the supervisory authority shall not be limited in the exercise of their clemency authority at the time of initial action on the findings and sentence of the court-martial pursuant to the Uniform

Code of Military Justice.

(ii) Any commanding officer, as defined in subparagraph (1) of this paragraph, may suspend the execution of a punitive discharge until release from confinement or until completion of appellate review, whichever is the later date, with a provision for automatic remission, unless the suspension is sooner vacated.

(iii) The Judge Advocate General may mitigate, remit, or suspend as provided in subparagraph (1) of this paragraph.

- (3) As an exception to Article 74(a), Uniform Code of Military Justice, the President has delegated to the Secretary of the Army the authority as to persons convicted by military tribunals under jurisdiction of the Department of the Army to remit or suspend any part or amount of the unexecuted portion of any sentence extending to death which, as approved by the President, has been commuted to a lesser punishment (Exceutive Order 10498, November 4, 1953, 18 F.R. 7003).
- (4) Under the provisions of Article 74(b), Uniform Code of Military Justice, only the Secretary of the Army may authorize, for good cause, substitution of an administrative form of discharge for a discharge or dismissal executed in accordance with the sentence of a courtmartial.
- (c) Policy. (1) So far as may be consistent with the maintenance of military discipline and the preservation of good order, commanders will exercise their authority to mitigate, remit, or suspend unexecuted portions of court-martial sentences when they deem that such action is merited and will result in restoration to duty or otherwise contribute to the rehabilitation of the prisoner. A prisoner's civilian, military, and confinement record will be considered in determining his suitability for clemency. Upon completion of appellate review of a general court-martial case involving a punitive discharge and prior to ordering the sentence to discharge into execution, a general court-martial authority will evaluate the entire record of the accused. If it appears that his restoration to duty is warranted, either immediately or by the time the sentence to confinement is completed, the punitive discharge will

be suspended with a provision for automatic remission, or it will be remitted.

(2) As a matter of policy, any forfeiture imposed on an enlisted person that exceeds forfeitures of two thirds of pay per month for 6 months should be remitted by the convening authority unless the sentence includes, and the convening authority approves, a bad conduct discharge or dishonorable discharge or confinement unsuspended for the period of such forfeitures.

[AR 633-10, October 28, 1959] (Sec. 3661, 70A Stat. 208; 10 U.S.C. 3661. Interpret or apply secs. 3662, 3663, 70A Stat. 209; 10 U.S.C. 3662, 3663)

R. V. LEE, Major General, U.S. Army, The Adjutant General.

[F.R. Doc. 59-9678; Filed, Nov. 16, 1959; 8:45 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 203—BRIDGE REGULATIONS

St. Andrew Bay, Fla. and Amite River, La.

Pursuant to the provisions of section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 362; 33 U.S.C. 499), § 203.245 governing the operation of drawbridges across navigable waters discharging into the Atlantic Ocean south of and including Chesapeake Bay and into the Gulf of Mexico, except the Mississippi River and its tributaries and outlets, where constant attendance of draw tenders is not required, is hereby amended with respect to paragraph (i) (12) changing the closed periods of the DuPont Bridge across St. Andrew Bay (East Bay), Florida, and new paragraph (i) (22-b) to govern the operation of the Louisiana Department of Highways bridge across Amite River near French Settlement, Louisiana, as follows:

§ 203.245 Navigable waters discharging into the Atlantic Ocean south of and including Chesapeake Bay and into the Gulf of Mexico, except the Mississippi River and its tributaries and outlets; bridges where constant attendance of draw tenders is not required.

(i) Waterways discharging into Gulf of Mexico east of Mississippi River. * * * (12) St. Andrew Bay (East Day), Fla.; State Road Department of Florida bridge (DuPont Bridge) on U.S. Highway 98 between San Blas and Long Point. Between 6:30 a.m. and 7:45 a.m. and between 3:45 p.m., and 4:45 p.m., except Saturdays, Sundays, and national holistication, the draw need not be opened for the passage of vessels: Provided, That the draw shall be opened at any time for the passage of a tow or crash boat: And provided further, That the draw shall be opened at any time for the passage of a vessel in an emergency involving danger

to life or property which shall be indicated by four blasts of the signal device.

(22-b) Amite River, La.; Louisiana Department of Highways bridge near French Settlement. At least 48 hours' advance notice required.

[Regs., November 2, 1959, 285/91 (St. Andrew Bay, Fla.) (Amite River, La.)—ENGWD] (Sec. 5, 28 Stat. 263; 33 U.S.C. 499)

R. V. Lee, Major General, US Army, The Adjutant General.

[F.R. Doc. 59-9679; Filed, Nov. 16, 1959; 8:45 a.m.]

PART 207—NAVIGATION REGULATIONS

Hampton Roads, Virginia

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S.C. 1), § 207.155 establishing and governing the use and navigation of a Naval restricted area in Hampton Roads, Virginia, is hereby amended by revising and extending the area to include the major portions of the west and north shores of the Norfolk Naval Base and by establishing a second area adjacent to the Destroyer-Submarine Base, as follows:

§ 207.155 Hampton Roads off Norfolk Naval Base; Navy restricted areas.

- (a) The areas. (1) Beginning at a point on the Naval Base shore at latitude 36°56′37.5″, longitude 76°19′44″; thence westerly and northerly along the breakwater to its extremity at a point at latitude 36°56′41.5″, longitude 76°-19′54″; thence westerly to latitude 36°-56′41.5″, longitude 76°20′05.5″; thence northerly along the eastern limit of Norfolk Harbor Channel to latitude 36°-57′52″, longitude 76°20′00″; thence easterly to latitude 36°57′52″, longitude 76°19′35″; thence to latitude 36°-57′47.7″, longitude 76°18′57″; and thence southerly to a point on shore at latitude 36°57′21.5″, longitude 76°19′04″.
- (2) Beginning at a point on the shore at the Destroyer-Submarine Base (Naval Base) at latitude 36°56′00′′, longitude 76°19′30′′; thence westerly to latitude 36°55′59′′, longitude 76°20′-08.5′′; thence northerly along the eastern limit of Norfolk Harbor Channel to latitude 36°56′17.5′′, longitude 76°20′07′′; and thence easterly to a point on shore at latitude 36°56′19′′, longitude 76°19′-46.5′′.
- (b) The regulations. (1) No vessels other than Naval vessels and other vessels authorized to move to and from piers at the Norfolk Naval Base shall enter the restricted areas.
- (2) This section shall be enforced by the Commandant, Fifth Naval District, and such agencies as he may designate. [Regs., November 5, 1959, 285/91 (Hampton Roads, Va.)—ENGWO] (Sec. 7, 40 Stat. 266; 33 U.S.C. 1)

R. V. Lee, Major General, U.S. Army, The Adjutant General.

[F.R. Doc. 59-9714; Filed, Nov. 16, 1959; 9:05 a.m.]

PROPOSED RULE MAKING

DEPARTMENT OF THE INTERIOR

Bureau of Land Management I 43 CFR Parts 183, 193, 195, 196, 198, 199, 2001

FILING OF APPLICATIONS FOR MINERAL LEASES AND PERMITS

Notice of Proposed Rule Making

Basis and purpose. Notice is hereby given that pursuant to the authority vested in the Secretary of the Interior by the Act of June 28, 1944 (58 Stat. 463), the Act of February 25, 1920 (41 Stat. 437; 30 U.S.C. sec. 181 et seq.) as amended and supplemented, the Act of April 17, 1926 (44 Stat. 301; 30 U.S.C. 271-276), as amended; the Act of May 9, 1942 (56 Stat. 273) as amended by the Act of October 25, 1949 (63 Stat. 866); R.S. 161, sec. 3, 63 Stat. 683 (5 U.S.C. 22, 30 U.S.C. 192e), it is proposed to amend 43 CFR 188.12, 193.11, 195.3, 195.17, 196.7, 198.3, 198.19, 199.9, and 200.34.

The primary purpose of these amendments is to change the present requirements of these regulations with respect to descriptions of unsurveyed lands in applications for mineral permits and leases. The amendments would also provide, in those instances where the present regulations require that lands included in a mineral lease or permit be entirely within an area of six miles square, that such lands be either entirely within a six miles square or within an area not exceeding six surveyed or protracted sections in length or width.

The proposed amendments relate to matters which are exempt from the rule making requirements of the Administrative Procedures Act (5 U.S.C. 1003); however, it is the policy of the Department of the Interior that, wherever practicable, the rule making requirements be observed voluntarily. Accordingly, interested persons may submit written comments, suggestions, or objections with respect to the proposed amendments to the Bureau of Land Management, Washington 25, D.C., within 30 days of the date of publication of this notice in the Federal Register.

ELMER F. BENNETT,
Acting Secretary of the Interior.

NOVEMBER 10, 1959.

- 1. Paragraph (a) (2) of § 188.12 is amended to read as follows:
- § 138.12 Application for lease by competitive bidding.
 - (a) .* * *
- (2) A complete and accurate description of the lands for which the lease is desired. If the lands have been surveyed under the public land rectangular system, each application must describe the lands by legal subdivision, section, township, and range. When protracted surveys have been approved and the effective date thereof published in the

FEDERAL REGISTER, all applications to lease lands shown on such protracted surveys filed on or after such effective date, must describe the lands only according to the section, township, and range shown on the approved protracted surveys. If the lands have neither been surveyed on the ground nor shown on the records as protracted surveys, each application must describe the lands by metes and bounds, giving courses and distances between the successive angle points on the boundary of the tract, in cardinal directions except where the boundaries of the lands are in irregular form, and connected by courses and distances to an official corner of the public land surveys.

- 2. Paragraph (a) (4) of § 193.11 is amended to read as follows:
- § 193.11 Application for lease.

a) * * :

- (4) A complete and accurate description of the lands for which the lease is desired. If the lands have been surveyed under the public land rectangular system, each application must describe the lands by legal subdivision, section, township, and range. When protracted surveys have been approved and the effective date thereof published in the Fer-ERAL REGISTER, all applications to lease lands shown on such protracted surveys, filed on or after such effective date, must describe the lands only according to the section, township, and range shown on the approved protracted surveys. If the lands have neither been surveyed on the ground nor shown on the records as protracted surveys, each application must describe the lands by metes and bounds. giving courses and distances between the successive angle points on the boundary of the tract, in cardinal directions except where the boundaries of the lands are in irregular form, and connected by courses and distances to an official corner of the public land surveys. In Alaska the description of unsurveyed lands must be connected by courses and distances to either, an official corner of the public land surveys or to a triangulation station established by any agency of the United States (such as the United States Geological Survey, the Coast and Geodetic Survey, or the International Boundary Commission), if the record position thereof is available to the general public.
- 3. Section 195.3 is amended to read as follows:

§ 195.3 Area and limitation on holdings.

A lease or permit may not include more than 2,560 acres except where the rule of approximation applies. The lands in the lease or permit will be in reasonably compact form and entirely within an area of six miles square or within an area not exceeding six surveyed or protracted sections in length or width. No person, association or corporation may hold at any one time more than 5,120 acres in any one State, except as hereinafter stated, whether directly through

ownership of sodium permits and leases, or of interests in them, or indirectly through association membership or stock ownership. Where necessary in order to secure the economic mining of leasable sodium compounds, a person, association, or corporation may be permitted to hold up to 15,360 acres in any one State.

- 4. Paragraph (a) (2) of § 195.17 is amended to read as follows:
- § 195.17 Application for lease by competitive bidding.

(a) * * *

- (2) A complete and accurate description of the lands for which the lease is desired. If the lands have been surveyed under the public land rectangular system, each application must describe the lands by legal subdivision, section, township, and range. When protracted surveys have been approved and the effective date thereof published in the FEDERAL REGISTER, all applications to lease lands shown on such protracted surveys, filed on or after such effective date, must describe the lands only according to the section, township, and range shown on the approved protracted surveys. If the lands have neither been surveyed on the ground nor shown on the records as protracted surveys, each application must describe the lands by metes and bounds, giving courses and distances between the successive angle points on the boundary of the tract, in cardinal directions except where the boundaries of the land are in irregular form, and connected by courses and distances to an official corner of the public land surveys. In Alaska the description of unsurveyed lands must be connected by courses and distances to either as official corner of the public land surveys or to a triangulation station established by any agency of the United States (such as the United States Geological Survey, the Coast and Geodetic Survey, or the International Boundary Commission), if the record position thereof is available to the general public.
- 5. Paragraph (d) of § 196.7 is amended to read as follows:
- § 196.7 Application for lease..

* (d) A complete and accurate description of the lands for which the lease is desired. If the lands have been surveyed under the public land rectangular system, each application must describe the lands by legal subdivision, section, township, and range. When protracted surveys have been approved and the effective date thereof published in the FED-ERAL REGISTER, all applications to lease lands shown on such protracted surveys, filed on or after such effective date, must describe the lands only according to the section, township, and range shown on the approved protracted surveys. If the lands have neither been surveyed on the ground nor shown on the records as protracted surveys, each application must describe the lands by metes and bounds,

giving courses and distances between the successive angle points on the boundary of the tract, in cardinal directions except where the boundaries of the land are in irregular form, and connected by courses and distances to an official corner of the public land surveys. In Alaska the description of unsurveyed lands must be connected by courses and distances to either an official corner of the public land surveys or to a triangulation station established by any agency of the United States (such as the United States Geological Survey, the Coast and Geodetic Survey, or the International Boundary Commission), if the record position thereof is available to the general public.

- 6. Section 198.3 is amended to read as follows:
- § 198.3 Area and limitations on holdings.

A lease or permit may not include more than 640 acres except where the rule of approximation applies. The lands in the lease or permit will be in reasonably compact form and entirely within an area of six miles square or within an area not exceeding six surveyed or protracted sections in length or width. No person, association or corporation may hold more than three sulphur permits or leases in any one State during the life of such permits or leases.

- 7. Paragraph (a) (2) of § 198.19 is amended to read as follows:
- § 198.19 Application for lease by competitive bidding.

(a) * * *

- (2) A complete and accurate description of the lands for which the lease is desired. If the lands have been surveyed under the public land rectangular system, each application must describe the lands by legal subdivision, section, township, and range. When protracted surveys have been approved and the effective date thereof published in the Federal Register, all applications to lease lands shown on such protracted surveys, filed on or after such effective date, must describe the lands only according to the section, township, and range shown on the approved protracted surveys. If the lands have neither been surveyed on the ground nor shown on the records as protracted surveys, each application must describe the lands by metes and bounds, giving courses and distances between the successive angle points on the boundary of the tract, in cardinal directions except where the boundaries of the lands are in irregular form, and connected by courses and distances to an official corner of the public land surveys.
- 8. Paragraph (d) of § 199.9 is amended to read as follows:
- § 199.9 Form and contents of applica-

(d) A complete and accurate description of the lands for which the lease is desired. If the lands have been surveyed under the public land rectangular system, each application must describe the lands by legal subdivision, section, township, and range. When protracted

surveys have been approved and the effective date thereof published in the FEDERAL REGISTER, all applications to lease lands shown on such protracted surveys, filed on or after such effective date, must describe the lands only according to the section, township, and range shown on the approved protracted surveys. If the lands have neither been surveyed on the ground nor shown on the records as protracted surveys, each application must describe the lands by metes and bounds, giving courses and distances between the successive angle points on the boundary of the tract, in cardinal directions except where the boundaries of the lands are in irregular form, and connected by courses and distances to an official corner of the public land surveys.

- 9. Paragraph (a) (5) of \$ 200.34 is deleted and paragraphs (a) (4) and (d) of that section are amended to read as follows:
- § 200.34 Filing and contents of applications; filing fees; acreage limitation; qualifications; priority rights.

(a) * * *

(4) Contain a complete and accurate description of the lands for which the prospecting permit or lease is desired. If the lands have been surveyed under the rectangular system of public land surveys, and the description can be conformed to such survey system, the lands must be described by legal subdivision, section, township, and range. Where the description cannot be conformed to the public land survey, any boundaries which do not so conform must be described by metes and bounds, giving courses and distances between successive angle points with appropriate ties to established survey corners. If not so surveyed and if within the area of the public land surveys 1 the lands must be described by metes and bounds, giving courses and distances between the successive angle points on the boundary of the tract and connected with an official corner of those surveys by courses and distances. If not so surveyed and the tract is not within the area of the public land survey.1 it must be described in a manner consistent with the description in the deed under which it was acquired. amplified where the deed description does not supply them, to include the courses and distances between the successive angle points on the boundary of the tract, and adequately shown on a plat or map to permit its location within the administrative unit or project of which it is a part.

(d) A prospecting permit may not include more than 2,560 acres, and will be issued to the first qualified applicant.²

The lands in the permit must be entirely within an area of six miles square or within an area not exceeding six surveyed sections in length or width. An application for a prospecting permit which covers lands that are not located entirely within an area of six miles square or an area of six surveyed sections in length or width will be rejected in its entirety.

[F.R. Doc. 59-9683; Filed, Nov. 16, 1959; 8:46 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 3]

[Docket No. 6741]

CLEAR CHANNEL BROADCASTING IN STANDARD BROADCAST BAND

Order Extending Time for Filing Comments

1. The Commission has before it for consideration a Motion, filed on October 28, 1959, by the Clear Channel Broadcasting Service, for a six months extension of time, from final date of Nowember 20 1959, to final date of May 20, 1960, for the filing of comments in response to the third notice of further proposed rule making in the above-en-

titled proceeding.

- 2. In support of this Motion, CCBS states that comments have been invited on: (a) All problems considered in this proceeding prior to the third notice, as these have been brought into "sharper focus" therein, with a view toward their final resolution; (b) a specific proposal presented for the first time in the third notice, whereby nighttime operations on all of the clear channels would be modified by the assignment of unlimited time Class II stations in designated states; and (c) authorization of power in excess of the present 50 kw maximum, with consideration not limited, as heretofore, to a particular scheme of operations on clear channels. CCBS submits that extensive engineering studies are required and that an extension of time at this stage "* * * will conduce to, rather than delay, an early and satisfactory termination of the case by providing the Commission with * * * a complete, accurate, and contemporaneous record based on a careful compilation and expert analysis of the latest data avail-able * * *".
- 3. In view of the considerable scope of the proceeding, and of the presentation in the third notice of matters requiring detailed technical analysis, the Commission concurs that an extension of time is warranted. The Commission is, however, unable to conclude that six months of additional study are required, and is, instead, of the opinion that an extension of 90 days will afford ample time for preparation of comments. Additional delay would, in our view, un-

would result in a deficiency of area under 2,560 acres greater than the excess over 2,560 acres resulting from the inclusion of such subdivision.

¹Lands "within the area of the public land surveys" are those north and west of the Ohio and Mississippi Rivers (except Texas) and in the States of Mississippi, Alabama, Florida, and Alaska.

²A larger area may be granted under the "rule of approximation" in those States covered by the public land rectangular system. That rule applies to applications for prospecting permits only where elimination of the smallest legal subdivision involved

justifiably prolong the process of bringing this proceeding to the earliest possible conclusion consistent with fair opportunity for the parties to prepare and submit comments suplementing the voluminous record already compiled.

4. In view of the foregoing: It is ordered, That the aforementioned October 28, 1959, Motion of the Clear Channel Broadcasting Service, is granted in part, and the time for filing comments in response to the third notice of further proposed rule making herein is extended from November 20, 1959, to February 19, 1960.

Adopted: November 9, 1959. Released: November 12, 1959.

: November 12, 1959.

Federal Communications
Commission,

[SEAL]

Mary Jane Morris, Secretary.

[F.R. Doc. 59-9705; Filed, Nov. 16, 1959; 8:49 a.m.]

DEPARTMENT OF HEALTH, EDU-CATION. AND WELFARE

Food and Drug Administration

[21 CFR Part 121]
FOOD ADDITIVES

Notice of Filing of Petition for Issuance of Regulation Establishing Tolerances for 3,5-Dinitro-o-Toluamide in Chicken Feed and for 3,5-Dinitroo-Toluamide and 3-Amino-5-Nitroo-Toluamide in Edible Portions of Chickens

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b) (5), 72 Stat. 1786; 21 U.S.C. 348 (b) (5)), the following notice is issued:

A petition has been filed by The Dow Chemical Company, Midland, Michigan,

proposing the issuance of a regulation to establish tolerances as follows:

1. 125 parts per million (0.0125 percent) of 3,5-dinitro-o-toluamide in chicken feed.

2. 2 parts per million (0.0002 percent), of 3,5-dinitro-o-toluamide and its metabolite 3-amino-5-nitro-o-toluamide in or on the uncooked muscle meat and fat of chickens fed such medicated feed for the prevention and control of cecal and intestinal coccidiosis.

3. 6 parts per million (0.0006 percent) of 3.5-dinitro-o-toluamide and its metabolite 3-amino-5-nitro-o-toluamide in or on the uncooked liver of chickens fed such medicated feed for the prevention and control of cecal and intestinal coccidiosis.

Dated: November 9, 1959.

[SEAL] GEO. P. LARRICK, Commissioner of Food and Drugs.

[F.R. Doc. 59-9696; Filed, Nov. 16, 1959; 8:48 a.m.]

NOTICES

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 12569; FCC 59M-1501]

AMERICAN TELEPHONE AND TELEGRAPH CO.

Order Scheduling Prehearing
Conference

In the matter of the applications of Telephone and Telegraph American Company (Long Lines Department), Docket No. 12569; Call signs: KCB 81, KCB 82, KCB 83, KCC 85, KCC 86, KCC 92; File Nos.: 2943-C1-ML-58, 2944-C1-ML-58, 2945-C1-ML-58, 2946-C1-ML-58, 2947-C1-ML-58, 2948-C1-ML-58; for modification of its point-to-point microwave radio station licenses in Portland, Maine; Brunswick, Maine; Liberty, Maine; Kings Mountain, Maine; Franklin, Maine; and Cooper Hill, Maine, for facilities connecting with the trans-Atlantic telephone cable system, to authorize the furnishing of an alternate voice and digital data transmission service to the United States Air Force.

A further prehearing conference in the above-entitled proceeding will be held on Tuesday, November 17, 1959, beginning at 2:00 p.m. in the offices of the Commission, Washington, D.C. This conference is called pursuant to the provisions of \$1.111 of the Commission's rules and the matters to be considered are those specified in that section of the rules.

It is so ordered, This the 9th day of November 1959.

Released: November 10, 1959.

[SEAL]

FEDERAL COMMUNICATIONS
COMMISSION,
MARY JANE MORRIS,
Secretary.

[F.R. Doc. 59-9701; Filed, Nov. 16, 1959; 8:48 a.m.]

[Docket Nos. 13257, 13258; FCC 59M-1502]

CATSKILLS BROADCASTING CO. AND ELLENVILLE BROADCASTING CO.

Order Scheduling Prehearing Conference

In re applications of Harry G. Borwick, David Levinson, Seymour D. Lubin, Henry L. Shipp, Joseph K. Schwartz and Philip Slutsky, d/b as Catskills Broadcasting Company, Ellenville, New York, Docket No. 13257, File No. BP-12266; Jerome Z. Elkin, Charles W. Letter, Samuel Elkin and Harry W. Weiss, d/b as Ellenville Broadcasting Company, Ellenville, New York, Docket No. 13258, File No. BP-12742; for construction permits.

On the Examiner's own motion: It is ordered, This 10th day of November 1959, that all parties, or their counsel, in the above-entitled proceeding are directed to appear for a prehearing conference pursuant to the provisions of § 1.111 of the Commission's rules, at 10:00 o'clock a.m., on Thursday, December 3, 1959, in the offices of the Commission, Washington, D.C.

The prehearing conference will be concerned with the pertinent topics specified in § 1.111 of the rules and such other matters as will be conducive to an expeditious conduct of the hearing. In this connection, attention is also called to the provisions of the Commission's "Hearing Manual for Comparative Broadcast Proceedings".

Released: November 10, 1959.

Federal Communications Commission,

[SEAL] MARY JANE MORRIS, Secretary.

[F.R. Doc. 59-9702; Filed, Nov. 16, 1959; 8:48 a.m.]

[Docket Nos. 12891-19893; FCC 59M-1504]

FLAT RIVER BROADCASTING CO. ET AL?

Order Continuing Hearing

In re applications of Earl N. Peterson and Pearle C. Lewis d/b as Flat River Broadcasting Company, Greenville, Michigan, Docket No. 12891, File No. BP-11611; Lloyd L. Savage, Omer K. Wright, Jae D. Kitchen and C. Wayne Wright, d/b as Caro Broadcasting Company, Caro, Michigan, Docket No. 12892, File No. BP-11836; Robert F. Benkleman and James A. McCoy, d/b as Tuscola Broadcasting Company, Caro, Michigan, Docket No. 12893, File No. BP-12013; for construction permits for standard broadcast stations.

Pursuant to oral requests of the two applicants and with the consent of the Broadcast Bureau: It is ordered, This 9th day of November 1959, that the hearing now scheduled for November 16, 1959, is continued to 10:00 a.m. November 18, 1959, in the offices of the Commission, Washington, D.C.

Released: November 12, 1959.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] MARY JANE MORRIS, Secretary.

[F.R. Doc. 59-9703; Filed, Nov. 16, 1959; 8:48 a.m.]

[Docket No. 13255; FCC 59-1089]

STAR SUPPLY CO.-AND INDIANA SUPPLY CO.

Order To Show Cause

In the matter of Star Supply Company, Gary, Indiana, and Indiana Supply Company, Gary, Indiana, Docket No. 13255; order to show cause why there

should not be revoked the License for Citizens Radio Station 18A1447.

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 21st day of October 1959:

The Commission having under consideration the matter of the radio station license for Citizens Radio Station 18A1447 which was granted by the Commission, on November 16, 1955, to Indiana Supply Company, Gary, Indiana, a partnership consisting of Steven D. Sohacki and George W. Welbourn; and It further appearing that the said

It further appearing that the said Indiana Supply Company partnership was dissolved on June 30, 1956; that in accordance with the Dissolution Agreement, all personal property of the partnership was transferred on July 1, 1956, to Sunset Supply Company, an Illinois Corporation; that on December 31, 1957, Sunset Supply Company, Inc., sold all inventory, equipment and other assets pertaining to the business of dealing in mechanical amusement devices to Star Supply Company, a Delaware Corporation, and that Steven D. Sohacki and George W. Welbourn are Secretary-Treasurer and President, respectively, of said Delaware Corporation; and

It further appearing that the Indiana Supply Company partnership, licensee of record of Citizens Radio Station 18A1447, transferred the control of this radio station as indicated above in willful and repeated violation of the provisions of section 310(b) of the Communications Act of 1934, as amended, and § 19.17 of the Commission's rules; and

It further appearing that Star Supply Company, 4095 Madison Street, Gary, Indiana, successor to Indiana Supply Company, 4095 Madison Street, Gary, Indiana, engaged in the unlawful operation of Citizens Radio Station 18A1447 in willful and repeated violation of the provisions of section 301 of the Communications Act of 1934, as amended; and

It further appearing that the Indiana Supply Company partnership, Gary, Indiana, the Licensee of record of Citizens Radio Station 18A1447, was dissolved on June 30, 1956, and is presently non-existent;

It is ordered, Pursuant to authority contained in section 312(a) (4) of the Communications Act of 1934, as amended, that the Star Supply Company and Indiana Supply Company show cause why the license for the captioned radio station should not be revoked and appear and give evidence in respect thereto at a hearing to be held at a

time and place to be specified by subsequent order; and

It is further ordered, That the Secretary send a copy of this order by Certified Mail—Return Receipt Requested to the Star Supply Company and Indiana Supply Company.

Released: November 10, 1959.

Federal Communications Commission,

[SEAL] MARY JANE MORRIS, Secretary.

[F.R. Doc. 59-9704; Filed, Nov. 16, 1959; 8:49 a.m.]

CIVIL AERONAUTICS BOARD

[Docket 10920]

RATES FOR NONPRIORITY MAIL

Notice of Prehearing Conference

At the instruction of the Board notice is hereby given that a prehearing conference in the above-entitled proceeding is assigned to be held on November 17, 1959, at 10:00 a.m., e.st., in Room 1027, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Ralph L. Wiser.

Each party is hereby requested by the Board to present at the prehearing conference a statement of position as to the acceptability or nonacceptability of the rates specified in the Show Cause Order instituting this proceeding (Order No. E-14559) on:

(1) A temporary basis pending conclusion of the proceedings in this docket and subject to retroactive adjustment upward or downward to the effective date of such temporary rate; and

(2) An interim final rate basis, not subject to retroactive change, for a period not exceeding six months from the date of the prehearing conference or the final Board decision in this docket, whichever occurs earlier.

Dated at Washington, D.C., November 10, 1959.

[SEAL] Francis W. Brown, Chief Examiner.

[F.R. Doc. 59-9700; Filed, Nov. 16, 1959; 8:48 a.m.]

order. If the licensee fails to file an appearance within the time specified, the right to a hearing shall be deemed to have been waived. Where a hearing is waived, a written statement in mitigation or justification may be submitted within thirty days of the receipt of the order to show cause. If such statement contains, with particularity, factual allegations denying or justifying the facts upon which the show cause order is based, the Hearing Examiner may call upon the submitting party to furnish additional information, and shall request all opposing parties to file an answer to the written statement and for additional information. record will then be closed and an initial decision issued on the basis of such procedure. Where a hearing is waived and no written statement has been filed within the thirty days of the receipt of the order to show cause, the allegations of fact contained in the order to show cause will be deemed as correct and the sanctions specified in the order to show cause will be invoked.

DEPARTMENT OF HEALTH, EDU-CATION. AND WELFARE

Public Health Service

LICENSED BIOLOGICAL PRODUCTS

Notice is hereby given that pursuant to section 351 of the Public Health Service Act, as amended (42 U.S.C. 262), and regulations issued thereunder (42 CFR Part 73), the following establishment license and product license actions have been taken from July 16, 1959 to October 15, 1959, inclusive.

These lists are supplementary to the lists of licensed establishments and products in effect on April 15, 1959, published on August 7, 1959 in 24 F.R. 6358, as amended by the lists of license actions taken from April 16, 1959 through July 15, 1959, published on September 23, 1959 in 24 F.R. 7657.

ESTABLISHMENT LICENSES ISSUED

Establishmen t	License No.	Date
King County Central Blood Bank, Inc., Seattle, Wash. Community Blood Bank and Serum Service, Hoboken, N.J. Reid Memorlal Hospital Blood Bank, Richmond, Ind. Volk Raddochemical Company, Chicago, Ill. Delmont Laboratories, Inc., Swarthmore, Pa. Knickerbocker Laboratories, Inc. Philadelphia, Pa. Hollister-Stier Laboratories Chicago, Ill.; Philadelphia, Pa.; Spo-	192 295 322 323 299 324	8- 3-59 8- 3-59 8- 6-59 8-12-59 8-31-59 9-14-59
kane, Wash.; Los Angeles, Calif., and Atlanta, Ga.	91	10-8-59

PRODUCT LICENSES ISSUED

PRODUCT LICENSES ISSUED					
Product	Establishment	License No.	Date		
Citrated whole blood (human).	King County Central Blood Bank, Inc.	192	8- 3-59		
Normal human plasma. Citrated whole blood (human).	Community Blood Bank and Serum	295	8- 3-59		
Do	Service. Reid Memorial Hospital Blood Bank.	322	8- 6-59		
Anti-S serum	Certified Blood Donor Service, Inc.	157	8- 6-59		
Radio-iodinated (I ¹³¹), serum albumin	Volk Radio- chemical Co.	323	8-12-59		
(human). Single donor plasma	Minneppolis War Memorial Blood Bank.	185	8-19-59		
(human). Anti-Le • Scrum	Hyland Labora-	110	8-26-59		
(anti-Lewis). Blood group specific sub- stances A and	tories. Michael Reese Research Foundation.	113	8-27-59		
B. Bacterial antigen made from	Delmont Labo- ratorics, Inc.	299	8-31-59		
staphylococcus. Anti-B blood grouping serum.	Community Blood Bank and Serum Service.	295	9- 1-59		
Anti-Rh typing serum, Anti- Rhyh'rh"	Blood Trans- fusion Associa- tion.	161	9- 4-59		
(anti-CDE). Blood group specific sub- stance A.	Michael Reese Research Foundation.	113	9-14-59		
Blood group specific sub- stance B.	do				

¹Section 1.62 of the Commission's rules provides that a licensee, in order to avail himself of the opportunity to be heard, shall, in person or by his attorney, file with the Commission, within thirty days of the receipt of the order to show cause, a written statement stating that he will appear at the hearing and present evidence on the matter specified in the order. In the event it would not be possible for respondent to appear for hearing in the proceeding if scheduled to be held in Washington, D.C., he should advise the Commission of the reasons for such inability within five days of the receipt of this

Continued
Issued-C
LICENSES
PRODUCE

Product Licenses Revoked

Product	Citrated whole blood (huma blood fuuma bactrini antig made from ac bacilius. Bacterial antig made from comments.	Dactulus, Bacterial anticommode from go ococcus, Fungus antigor	made from staphylococo	ISEAL] Direction Statement Statemen	Se He fa	Assis err He me	F.R. Doc.
Datg	9-14-50 9-14-59 9-18-50	9-22-59				9-22-59	10-13-59
License No.	324 130 183	121			1 1 1 1	Ħ	295
Establishment	Kniekerboeker Laboratories, Inc. Philadelphia Serum Ex- change. Southwest Blood	Toxas State Department of Health.	ор	Op	op	Parke, Davis & Co.	Community Blood Bank and Serum Service.
Product	Citrated wholo blood (human). Anti-M sorum	plasma (luman). Tetanus toxold	aluminum hydroxide pre- cipitated, Diphtheria and	combined, aluminum hydroxide pre- cipitated, Dipitheria and tetanus toxodis and pertussis	vaccine com- bined, alumi- num hydroxide precipitated. Tetanus and	auputuera toxolds com- bined, alumi- num hydroxide precipitased (for adult use). Adenovirus and influenza virus	vaccines com- bined, alumi- num phosphate adsorbed. Anti-A blood grouping serum.

ESTABLISHMENT LICENSES REVOKED

Establishment	License Date No.	Date	2 ,
King County Central Blood Bank, Scattle, Wash. St. Mary Community Blood Bank, Iroboken, NJ. Freedmen's Hospital, Washington, D.O. The Lincoln Foundation, Swarth- more, Penna.	102 205 217 290	8-3-50 8-3-50 8-3-50 50-50	#2244
Hollster-Stler Laboratories, Onleago, Ill.; Philadelphia, Pa.; Spokano, Wash., and Los Angeles, Calif	. 91	01 10- 8-50	6 6 6

Date	8-3-50
License No.	217 66 °
Establishment	Freedmon's Hospitalist and Co. dododo
Product	Citrated whole blood (furman). Bacterial antigen made from acro bacellus. Bacterial antigen made from colon bacellus. Bacterial antigen made from gen-made from gen-made from gen-made from gasterial antigen made from staphylococcus.

d: November 10, 1959

Division of Biologics tes of Health, Public Health ealth, Education, and Wel-Insti-U.S. Department of RODERICK MURRAY, National andards, rvice,

stant to the Surgeon Gen-al for Information, Public ealth Service, U.S. Departent of Health, Education, J. STEWART HUNTER, id Welfare. 59-9680; Filed, Nov. 16, 1959; 8:45 a.m.]

SERVICE COMMISSION

Notice of Increase in Minimum Rates CERTAIN MEDICAL OFFICER POSI-TIONS THROUGHOUT THE WORLD

of Pay

Stat. 1106; 5 U.S.C. 1133), pursuant o 5 CFR 25.103, 25.105, the Commission or Medical Officer positions in all speializations as indicated below. The in-Under the provisions of section 803 of he Classification Act of 1949, as amended as increased the minimum rate of pay reases will be effective on the first day of the first pay period which begins after 89

November 16, 1959, and applies to these positions on a world-wide basis.

New minimum rates for Medical Officer positions in all specializations have been set as follows:

	(dats do.r.)	11 11 11 11 11 11 11 11 11	9530	•	12555	13970	15150	16335
***************************************	•	GS-602-11	GS-602-12	13	14	GS-602-15	GS-602-16	GS-602-17

UNITED STATES CIVIL SERV-UM. C. HULL, Executive Assistant. [SEAL]

1959; 59-9699; Filed, Nov. 16, 8:48 a.m.] [F.R. Doc.

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ALASKA

Notice of Filing of Leasing Map of Lands for Competitive Oil and Gas Leasing

Rafes

Notice is hereby given that there has been filed in the Land Office, Bureau of the known geologic structure of the Gubik gas field and lying within the 2mile buffer zone established by Public Land Order 1621, of April 18, 1958, adja-Land Management, at Fairbanks, Alaska, of Land Management, Department of the Interior, Washington 25, D.C., an approved map describing by leasing and in the Office of the Director, Bureau blocks approximately 9,000 acres of land in specified townships situated within cent to Naval Petroleum Reserve No. 4. These lands were made available for competitive leasing by Public Land Order which 1965 dated August 29, 1959, amended Public Land Order 1621.

neau, Alaska, and in the Office of the The map may be examined at the Land Offices at Anchorage, Fairbanks and Ju-Director, Bureau of Land Management, Washington 25, D.C. Copies of the map

may be purchased from such offices for \$1.00 per copy. The Bureau of Land Management will

through competitive sealed bidding in accordance with the regulations in 43 CFR. Part 192. The published notices inviting the competitive bids will provide for the submission and opening of the sealed bids at the Fairbanks Land Office of the Bureau of Land Management at the time and in the manner offer such lands for oil and gas leasing specified therein.

EDWARD WOOZLEY,

November 10, 1959,

[F.R. Doc. 59-9692; Filed, Nov. 16, 1959; 8:47 a.m.]

FEDERAL POWER COMMISSI

[Docket No. 19781, etc.]

Amendment of Order for Hearing and Suspending Proposed Changes in BLANCO OIL CO. ET AL.

et al., H. I. Hawkins & H. I. Hawkins, Jr., et al., Docket No. G–19825. In the Order for Hearing and Suspend-In the matters of Blanco Oil Company (Operator), et al., Docket No. G-19781, November 5, 1959,

ing Proposed Changes in Rates, issued October 21, 1959, and published in the F.R. 8810); near the end of paragraph. (B) under "The Commission orders:" change the words "deliveries of gas from Corporation under its rate schedule No. 88 or March 22, 1960" to read "purchases of gas from Pan American Petroleum Corporation under its rate schedule No. 88 or until March 22, 1960." Federal Register on October 29, 1959 (24 American Petroleum Pan

Secretary. Јоѕерн Н. Стипре,

[F.R. Doc. 59-9681; Filed, Nov. 16, 1959; 8:45 a.m. General

service gas re-quested

in

G-18877

(G-6)

6,788

2,318

1,308

2,479

812

3, 541

The Berkshire Gas Co.:
North Adams
Pittsfield
Blackstone Valley Gas
and Electric Co...
The Bridgeport Gas Co.
Central Massachusetts
Gas Company,
Southbridge
The Connecticut Co.:
Norwalk
Winsted
Fitchburg Gas and
Electric Light Co.
The Greenwich Gas
Co.
The Hartford Electric
Light Co.:
Stanford
Torrington

Lawrence Gas Co.... Lowell Gas Co.....

Lynn Gas and Electric

Manchester Gas Co.,

Manchester Gas Co.,
Manchester Station...
Mystic Valley Gas Co.
The New Bitain Gas
Light Co...
North Shore Gas Co.:
Beverly-Salem...
Gloucester...
Northampton Gas
Light Co.

Light Co Springfield Gas Light

Wachusett Gas Co.,

The Berkshire Gas Co.:

Maximum daily authorization (Mcf @ 14.73 psia)

Storage

service gas re-quested

in

G-18977 (SS-6-G)

7,657

608

449

1,836

2,546 3,060

1,906

1,000 6,132

1,211 493

589

9,180

interim

gas re quested herein (G-6)

449

2.318

2,244

1,308

2,479 2,546 3,060

2,718

1,000

3,541

1,211 493

589

9,180

upply of

[Docket No. G-19903, etc.]

HUMBLE OIL & REFINING CO. ET AL.

Amendment of Order for Hearing and Suspending Proposed Changes in Rates

NOVEMBER 5, 1959.

In the order for hearing and suspending proposed changes in rates, issued October 23, 1959, and published in the FEDERAL REGISTER on October 31, 1959 (24 F.R. 8913); in footnote "2" change the words "requested by Respondents on the first day after expiration" to read "requested by Respondents or the First day after expiration".

Also insert as seventh paragraph, just above "The Commission finds:", "The increased rates and charges so proposed have not been shown to be justified, and may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful."

> JOSEPH H. GUTRIDE, Secretary.

[F.R. Doc. 59-9682; Filed, Nov. 16, 1959; 8:46 a.m.]

[Docket No. G-20096]

BERKSHIRE GAS CO. ET AL.

Notice of Application, Motion for Interim Service and Date of Hearing

NOVEMBER 13, 1959.

In the matters of * the Berkshire Gas Company, Blackstone Valley Gas and Electric Company, the Bridgeport Gas Company, Central Massachusetts Gas Company, the Connecticut Gas Company, Fitchburg Gas and Electric Light Company, The Greenwich Gas Company, the Hartford Electric Light Company, Haverhill Gas Company, City of Holyoke, Massachusetts Gas and Electric Department, the Housatonic Public Service Company, Lawrence Gas Company, Lowell Gas Company, Lynn Gas and Electric Company, Manchester Gas Company, Mystic Valley Gas Company, the New Britain Gas Light Company, North Shore Gas Company, Northampton Gas Light Company, Springfield Gas Light Company, Wachusett Gas Company, Worcester Gas Light Company.

Take notice that on November 10, 1959, the Berkshire Gas Company et al.1 (Applicants), filed a motion and an application in Docket No. G-20096, pursuant to § 1.12 of the Commission's rules of practice and procedure and pursuant to section 7(a) of the Natural Gas Act, requesting, among other things, an order directing Tennessee Gas Transmission Company (Tennessee) to deliver and sell to Applicants, an interim supply of General Service gas, under Tennessee's G-6 Rate Schedule, for specified volumes as follows:

Leominster Worcester Gas Light 471 471 3, 135 1,760 Čo____ Those volumes appearing under columns (1) and (2) of the foregoing, are subject, among other things, of an application for permanent authorization Tennessee in Docket No. filed by G-18877.

On October 26, 1959, hearings were commenced on Tennessee's application in Docket No. G-18877 which has been consolidated with eight other related dockets. Said hearing was recessed on October 28, 1959, until November 30, 1959, at which time cross examination is to begin.

Prior to the commencement of hearings in Docket No. G-18877 et al., Tennessee filed an application for a temporary certificate in Docket No. G-18877 authorizing service of Contract Demand or General Service gas to specified customers. Included therein were seven of the instant Applicants.2 The volumes requested for these seven customers were identical with those volumes appearing in the foregoing and aforementioned column (1) for these respective customers. On November 2, 1959, the Commission granted the requested temporary authorization which was accepted by Tennessee notwithstanding the fact that authorization for certain additional facilities requested therewith was denied. Applicants now move to have this temporary authorization in Docket No. G-18877 amended so as to withdraw the authorization as it applies to these seven customers who now are included in the instant request for interim service.

Applicants further request that the sale and delivery of this interim supply of gas, be authorized for a period ending on October 31, 1960, or until the date the Commission issues a final order in Docket No. G-18877, whichever occurs first; and further, that increased Billing Demands resulting from deliveries by Tennessee of the interim supply of General Service gas requested, shall be applicable and effective only during the period such supply is authorized.

The application in the above numbered docket as well as the application in the docket mentioned herein, are on file with the Commission and open for public

inspection.

Pursuant to the authority conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a public hearing will be held commencing December 7, 1959, at 10:00 a.m., e.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by the application in Docket No. G-20096.

Notices and petitions to intervene and protests may be filed with the Federal Power Commission, 441 G Street NW., Washington 25, D.C., in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10) on or before November 27, 1959.

> JOSEPH H. GUTRIDE. Secretary.

[F.R. Doc. 59-9752; Filed, Nov. 16, 1959; 8:50 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-3831]

ARKANSAS POWER & LIGHT CO.

Notice of Proposed Issuance and Sale at Competitive Bidding of Principal Amount of First Mortgage Bonds

NOVEMBER 9, 1959.

Notice is hereby given that Arkansas Power & Light Company ("Arkansas"), a public-utility subsidiary of Middle South Utilities, Inc., a registered holding company, has filed an application pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating section 6(b) of the Act and rule 50 thereunder as applicable to the proposed transaction, which is summarized as follows:

Arkansas proposes to issue and sell at competitive bidding, pursuant to rule 50, \$15,000,000 principal amount of First Mortgage Bonds, ___ percent Series due 1989. Each bid shall specify the coupon

^{*}See Appendix concerning footnotes.

rate (a multiple of % of 1 percent) to be borne by the bonds, and the price (not less than 100 percent nor more than 1023% percent of the principal amount, plus accrued interest) to be paid to Arkansas. The bonds are to be issued under a Mortgage and Deed of Trust, dated October 1, 1944, between Arkansas and Guaranty Trust Company of New York (now Morgan Guaranty Trust Company of New York) and Henry A. Theis (Herbert E. Twyeffort, successor) as Trustees, as heretofore supplemented and to be further supplemented by a Tenth Supplemental Indenture to be dated as of December 1, 1959.

The net proceeds will be used by Arkansas to pay approximately \$6,500,-000 of its short-term notes expected to be outstanding, to reimburse Arkansas' treasury for money expended for construction, to further its construction program and for other corporate pur-

The estimated fees and expenses (except for printing costs which have not been furnished) to be paid by Arkansas in connection with the proposal aggregate \$61,391.25 and include Federal stamp taxes of \$16,500, fees of trustee \$6,600, auditors' fees of \$3,000, fee of service company (Ebasco Services, Incorporated) \$1,500, fees of company counsel: \$10,000 for Reid & Priest and \$6,000 for House, Holmes, Butler & Jewell. The fees of counsel for the underwriters, Winthrop, Stimson, Putnam and Roberts, amounting to \$6,500, together with their out-of-pocket expenses, are to be paid by the successful bidders.

Applications for authorization of the proposal have been filed with the Arkansas Public Service Commission and The Tennessee Public Service Commission and copies of the orders entered therein are to be supplied by amendment. It is represented that no other State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transaction.

Notice is further given that any interested person may, not later than November 27, 1959, at 5:30 p.m., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law. if any, raised by said application which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date the application, as filed or as amended, may be granted as provided in rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from its rules as provided in rules 20(a) and 100 or take such other action as it may deem appropriate.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F.R. Doc. 59-9685; Filed, Nov. 16, 1959; 8:46 a.m.]

[File No. 70-3828]

NEW ENGLAND POWER CO.

Notice of Proposed Issuance and Sale at Competitive Bidding of Additional Preferred Stock and Proposed Amendment of By-Laws

NOVEMBER 9, 1959.

Notice is hereby given that New England Power Company ("NEPCO"), a subsidiary of New England Electric System ("NEES"), a registered holding company, has filed with this Commission an application-declaration pursuant to the Public Utility Holding Company Act of 1935 ("Act"), and has designated sections 6(a) (2), 6(b), and 7 of the Act and rules 42(b) (2) and 50 promulgated thereunder as applicable to the proposed transactions, which are summarized as follows:

NEPCO presently has outstanding two series of preferred stock. One is a 6 percent cumulative preferred stock which was issued in 1916 and is noncallable. The other is a Dividend Series preferred stock of \$100 par value per share with dividend rate of 4.60 percent, redeemable at any time, and was issued in 1953.

NEPCO now proposes to increase the number of shares of its Dividend Series preferred stock by 100,000 shares and to issue and sell, pursuant to the competitive bidding requirements of rule 50 promulgated under the Act, such shares as a second series of its Dividend Series preferred stock. NEPCO also proposes to amend its By-Laws to give the Dividend Series preferred stock certain additional protective provisions conforming to the Commission's Statement of Policy with respect to preferred stock as set forth in Holding Company Act Release No. 13106 (February 16, 1956). The additional shares, of \$100 par value per share, rank on a parity with the outstanding two series of \$100 par value preferred stocks as to dividends and assets and will have the same rights and privileges as the 4.60 percent Dividend Series preferred stocks. The dividend rate (a multiple of 0.04 of 1 percent) and the price to be paid the company for the stock (not less than \$100 nor more than \$102.75 per share) will be determined by competitive bidding.

The proceeds from the sale of the new preferred stock will be applied to the payment of short-term notes, which, at the time of the sale of the new preferred stock, is expected to exceed \$10,000,000.

The fees and expenses to be incurred in connection with the proposed transactions are estimated at \$60,000, including services of the system's service company, New England Power Service Company \$20,000 (attorneys \$11,000, accountants \$7,500, and miscellaneous \$1,500), fees and expenses of independent public accountants, Lybrand, Ross Bros. & Montgomery \$2,000 and printing costs \$14,000.

The fee of Messrs. Milbank, Tweed, Hope & Hadley of New York, independent counsel for the underwriters, which is to be paid by the successful bidder, will be supplied by amendment.

It is stated that the Massachusetts Department of Public Utilities, the New

Hampshire Public Utilities Commission, and the Vermont Public Service Commission have jurisdiction over the proposed transactions and that applications have been made to the above-mentioned commissions for the approval of the transactions. It is further stated that no Federal commission, other than this Commission has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than November 23, 1959, at 5:30 p.m., request in writing that a hearing be held in respect of such matters, stating the nature of his interest, the reasons for such request. and the issues of fact or law which he desires to controvert, or he may request that he be notified should the Commission order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date the Commission may permit the declaration as filed or as it may be amended, to become effective, as provided in rule 23 promulgated under the Act, or the Commission may grant exemption from its rules under the Act, as provided in rules 20(a) and 100 thereof or take such other action as it deems appropriate.

By the Commission.

[SEAL] NELLYE A. THORSEN,

Assistant Secretary.

[F.R. Doc. 59-9686; Filed, Nov. 16, 1959; 8:46 a.m.]

[File No. 54-191]-

STANDARD GAS AND ELECTRIC CO. AND PHILADELPHIA CO.

Notice of Filing of and Order for Hearing on Amendment of Plan Proposing Substitution of New Tax Agreement With Former Subsidiary Company and Liquidating Distributions

NOVEMBER 9, 1959.

Notice is hereby given that Standard Gas and Electric Company ("Standard Gas"), a registered holding company, has filed an amendment to its plan, dated February 8, 1951, previously approved by this Commission under section 11(e) of the Public Utility Holding Company Act of 1935 ("Act"). This amendment, designated as Step V, is filed to effectuate compliance by Standard Gas and its registered holding company subsidiary, Philadelphia Company ("Philadelphia"), with the provisions of section 11 of the Act.

Pursuant to section 11(b) (2) of the Act, Standard Gas and Philadelphia have heretofore been ordered by this Commission to liquidate and dissolve. (See Holding Company Act Release Nos. 8242 (June 1, 1948), 8773 (December 31, 1948), and 10717 (August 14, 1951).) Standard Gas and Philadelphia have consummated a number of divestments, simplifications, and reorganizations in the process of effectuating compliance with section 11(b) of the Act and the Com-

mission's orders of liquidation and dissolution. All of the publicly-held securities of Philadelphia have been retired and it is a wholly owned subsidiary of Standard Gas. Standard Gas has retired all of its securities except its Common Stock.

As of October 5, 1959, Standard Gas had outstanding 2,162,607 shares of Common Stock, par value 10¢ per share, and held all of the outstanding shares of Philadelphia and its promissory note in the face amount of \$2,500,000. In addition to cash, government and other short-term bonds and notes, certain real estate located in the City of Pittsburgh, Pa., and the capital stock of an inactive subsidiary, the combined assets of Standard Gas and Philadelphia consist of 160,108 shares (less than 11/2 percent) of the Common Stock of Duquesne Light Company ("Duquesne") and 24,264 shares of that company's 4 percent Cumulative Preferred Stock, par value \$50 per share; 7,446 shares (less than 1 percent) of the Common Stock of Oklahoma Gas and Electric Company ("Oklahoma"); and 59,124 shares (2 percent) of the Common Stock of Wisconsin Public Service Corporation ("Wiscon-The only major liabilities of sin"). Standard Gas and Philadelphia to others, excluding current accrued taxes, are contingent liabilities for Federal income taxes for the years 1942 through 1950, the maximum amount of which is not stated in the filing.

Standard Gas and Philadelphia and certain other then affiliated companies filed consolidated Federal income tax returns for the years 1942 to 1950, inclusive. The liabilities of these companies for such years is still in the process of determination and Standard Gas states that it is unable to predict the date of resolution. In 1956, Standard Gas and Philadelphia on the one hand, and Duquense (a former subsidiary of Standard Gas and of Philadelphia) and certain of its subsidiaries on the other, entered into a tax agreement (the "1956 tax agreement") which provides that Philadelphia's maximum liability will be limited in that Philadelphia would assume to the extent of \$1,000,000 and no more, any liabilities of Duquesne and its subsidiaries in excess of \$12,334,000 in respect of additional consolidated Federal income and excess profits taxes for the years 1942 through 1950 and any penalties and interest payable thereon. This 1956 tax agreement has been approved by the Commission (37 S.E.C. 532 (1957)) and ordered enforced by the United States District Court for the District of Delaware.

Standard Gas and Philadelphia have entered into a new tax agreement (the "1959 tax agreement") with the Duquesne Group under which, among other things, upon such agreement becoming effective, (a) Standard Gas will pay to Duquesne \$3,500,000 and Standard Gas and Philadelphia will assign to Duquesne any rights which they may have under the tax cut-off agreements with former subsidiaries relating to the years 1942–50, (b) Duquesne will assume, and agree to hold Standard Gas and Philadelphia harmless from, any liabilities for or arising out of Federal taxes based on

income which may be assessed for the years 1942 through 1950, including liabilities of former subsidiaries of Standard Gas or Philadelphia for Federal taxes based on income for such years for which Standard Gas or Philadelphia may be liable, (c) Duquesne will be entitled to receive and retain all refunds of Federal taxes based on income for such years which may thereafter be received and to which Standard Gas or Philadelphia would be entitled, and (d) Duquesne will bear all expenses thereafter incurred in connection with the various tax matters which are the subject matter of the new tax agreement.

The amendment of Standard Gas' plan (designated as Step V) provides, in effect, as follows:

1. The 1956 tax agreement will be amended and modified by the new 1959 tax agreement which will become effective upon approval thereof by order of the Commission and the enforcement of such order by the United States District Court for the District of Delaware and upon obtaining all ruling or closing agreements as to the Federal income tax consequences of the 1959 tax agreement.

2. Philadelphia will be dissolved. All of its assets will be distributed to Standard Gas against the delivery and cancellation of the \$2,500,000 note and the Common Stock of Philadelphia. Real estate owned by Philadelphia may be sold by that company prior to the distribution to Standard Gas and, in any event, the sale of such real estate, whether by Philadelphia or Standard Gas, will be as soon as practicable and will be the subject of a separate filling with the Commission.

3. Standard Gas will distribute to its stockholders in partial liquidation, (a) Duquesne Common Stock at the rate of 8 shares thereof for each 100 shares of Standard Gas Common Stock held; (b) Duquesne 4 percent Preferred Stock at the rate of 1 share thereof for each 100 shares of Standard Gas Common Stock held: (c) Wisconsin Common Stock at the rate of 3 shares thereof for each 100 shares of Standard Gas Common Stock held; and (d) not less than \$1.30 in cash for each share of Standard Gas Common Stock held. Cash payments in lieu of fractional shares or certificates representing fractional interests will be made by Standard Gas. This partial liquidation will distribute a maximum of 173,008 shares of Common Stock of Duquesne, 21,626 shares of 4 percent Preferred Stock of Duquesne, 64,878 shares of Common Stock of Wisconsin, and not less than \$2,811,389 in cash plus cash paid in lieu of fractional interests. Chemical Bank New York Trust Company will be appointed by Standard Gas as its Distribution Agent for such purpose.

To the extent necessary to make the above stock distributions and to obtain the cash necessary to carry out its new 1959 tax agreement with the Duquesne Group and to make the proposed cash distributions, Standard Gas will purchase in the open market, or otherwise, additional shares of Duquesne Common Stock and of Wisconsin Common Stock and will sell government securities and short-term bonds or notes owned by it. In addition, Standard Gas may sell, in

such manner as its directors determine, all of the shares of Oklahoma Common Stock owned by it and all of the shares of Duquesne 4 percent Preferred Stock remaining after making the above proposed distribution of such stock.

4. Standard Gas will be dissolved pursuant to Delaware law but, in accordance with such law, will continue in existence as a body corporate for three years after its dissolution and until any judgments, orders or decrees in this or any other section 11 proceeding under the Act or any other action, suit, or proceeding duly begun by or against Standard Gas is fully executed. Appropriate persons or agencies may be appointed to represent Standard Gas in carrying out the provisions of its plan, including Step V thereof, and to effectuate the liquidation and final settlement of its business and affairs. Concurrently with or prior to such dissolution Standard Gas will apply to the New York Stock Exchange to have its Common Stock delisted. On the termination or cut-off date fixed under Step V all rights of holders of Common Stock of Standard Gas in respect of prior distributions under Steps III, III A, and IV of Standard Gas' plan will cease, become void, and be of no value and all scrip certificates issued under Step III will be void and of no value. Step V provides only the holders of Common Stock of Standard Gas of record on the termination or cut-off date designated in such step and who received a distribution thereunder or who became holders of record after the distribution record date of Step V and who, in either case, surrender their stock certificates for cancellation within six months after written notice to be given after the cut-off date. will be entitled to any distributions in anticipation of or in connection with the final liquidation of Standard Gas.

5. Such fees and expenses as the Commission may allow or award in connection with Step V and any and all transactions and proceedings related thereto will be paid by Standard Gas to the extent they relate primarily to transactions pertaining to Standard Gas and by Philadelphia to the extent that they relate primarily to the transactions pertaining to Philadelphia.

In Step V Standard Gas requests that the Commission approve the various terms and provisions set forth therein and thereafter to apply to the United States District Court for the District of Delaware for an order enforcing and carrying out the terms and provisions of Step V. The approval by orders of the Commission and said Court, without further action by Standard Gas, will be deemed to amend or modify any order or orders previously entered by the Commission or said Court in the proceedings by Standard Gas under section 11 of the Act to the extent that any transaction to be carried out pursuant to Step V may be inconsistent with any such order or orders.

It is stated by Standard Gas that upon consummation of the terms and provisions of Step V, Philadelphia will be dissolved and liquidated and Standard Gas will be dissolved and during the process of final liquidation it will retain sufficient

assets, estimated to be worth in excess of \$1,800,000, as a reserve to meet undetermined contingent liabilities, including possible liabilities for taxes for the years subsequent to 1955 and the expenses of liquidation. The procedure governing the final distribution of Standard Gas' remaining assets will be amplified by subsequent amendment to its plan.

The Commission being of the opinion that Step V of the Standard Gas plan raises issues that should not be resolved prior to notice and public hearing with respect thereto:

It is hereby ordered, That a hearing in the above-entitled proceeding shall be held on December 7, 1959, at 10:00 a.m. at the offices of the Commission, 425 Second Street NW., Washington 25, D.C. On such date the Hearing Room Clerk will advise as to the room in which such hearing will be held. Any persons desiring to be heard or otherwise wishing to participate in this proceeding shall file with the Secretary of the Commission five days before the commencement of the hearing a written request relative thereto as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That William W. Swift, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer or officers so designated to preside at such hearing are hereby authorized to exercise all powers granted to the Commission under section 18(c) of the Act and to a hearing officer under the Commission's rules of practice.

The Division of Corporate Regulation of the Commission having advised the Commission that it has made a preliminary examination of Step V of the Standard Gas plan and that upon the basis thereof the following matters and questions are presented for consideration, without prejudice to its specifying additional matters and questions upon further examination:

(1) Whether Step V of the Standard Gas plan, or as it may be further modified, is necessary to effectuate the provisions of section 11(b) of the Act, or whether any further action should be required by the Commission in order that Standard Gas and Philadelphia shall comply fully with the provisions of that section of the Act and the Commission's orders thereunder;

(2) Whether Step V of the Standard Gas plan, or as it may be further modified, is fair and equitable to the persons affected thereby, and particularly, but not limited to, whether the modification of the 1956 tax agreement and the substitution of the new 1959 tax agreement therefor are fair and equitable to the persons affected thereby, and are in accordance with the other applicable standards of the Act;

(3) Whether the accounting entries to be made to record the proposed transactions on the books of Standard Gas and Philadelphia are appropriate and in conformity with sound accounting principles;

(4) Whether the fees and expenses and other remuneration which may be claimed or paid in connection with Step

V of the Standard Gas plan, or as it may be further modified, and the transactions incident thereto are for necessary services and are reasonable in amount;

(5) Generally, whether the transactions proposed in Step V of the Standard Gas plan, or as it may be further modified, are in all respects in the public interest and in the interest of investors and consistent with all applicable standards and requirements of the Act and the rules and regulations thereunder; and, if not, what modifications should be required to be made therein, and what terms and conditions, if any, should be imposed to satisfy the applicable statutory standards;

It is further ordered, That at the aforesaid hearing, attention be given to the foregoing matters and questions.

It is further ordered. That the Secretary of the Commission shall serve a copy of this Notice and Order by registered mail on Standard Shares, Inc., Standard Gas, Philadelphia, Duquesne, Chemical Bank New York Trust Company, and the United States Treasury Department: that notice of said hearing shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to persons on the mailing list for releases under the Act; and that further notice shall be given to all persons by publication of this Notice and Order in the FEDERAL REGISTER.

It is further ordered, That Standard Gas shall give notice of this hearing to all participants in the proceedings on the Standard Gas plan, to all Standard Gas public stockholders (insofar as the identity of such public common stockholders is known or available to Standard Gas) by mailing to each a copy of this Notice and Order to his last known address at least 15 days prior to the date set for said hearing.

By the Commission.

[SEAL]

NELLYE A. THORSEN,
Assistant Secretary.

[F.R. Doc. 59-9687; Filed, Nov. 16, 1959; 8:46 a.m.]

[File No. 70-3827]

WORCESTER COUNTY ELECTRIC CO. AND NEW ENGLAND ELECTRIC SYSTEM

Notice of Proposed Issuance and Sale of Common Stock by Subsidiary and Acquisition Thereof by Holding Company and Issuance and Sale of Bonds at Competitive Bidding by Subsidiary

NOVEMBER -9, 1959.

Notice is hereby given that New England Electric System ("NEES"), a registered holding company, and its public utility subsidiary, Worcester County Electric Company ("Worcester"), have filed a joint application-declaration with the Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a), 6(b), 7, 9(a), and 10 of the Act, and rule 50 promulgated thereunder, as applicable

to the proposed transactions which are summarized as follows:

Worcester proposes to increase the amount of its \$25 par value common stock by 35,000 additional shares and to issue and sell such shares to NEES, and NEES proposes to acquire such shares from Worcester at a price per share of \$60, the total purchase price to aggregate \$2,100,000.

Worcester further proposes to issue and sell \$7,500,000 principal amount of its First Mortgage Bonds, __ percent Series, pursuant to the competitive bidpercent ding requirements of rule 50, to be dated December 1, 1959 and to mature December 1, 1989. The new bonds are to be issued under a First Mortgage Indenture and Deed of Trust dated as of July 1, 1949, of Worcester to Second Bank-State Street Trust Company, Trustee, as heretofore supplemented and amended and as to be further supplemented and amended by a Supplemental Indenture to be dated as of December 1, 1959. The interest rate on the new bonds (which will be a multiple of 1/8 of 1 percent) and the price, exclusive of accrued interest, to be paid to Worcester (which will not be less than 100 percent nor more than 10234 percent of the principal amount thereof) will be determined by the competitive bidding.

Worcester will apply the proceeds from the sale of additional common stock, amounting to \$2,100,000, and the proceeds from the sale of the new bonds, estimated at \$7,500,000, first to the payment of short-term notes payable then outstanding incurred for capitalizable construction expenditures, including notes payable to NEES, presently amounting to \$6,800,000. The balance will be used to pay for the cost of, or the reimbursement of Worcester's treasury for extensions, enlargements and additions to the plant and property of

additions to the plant and property of the company.

Worcester's expenses in connection with the proposed issuance of common stock are estimated at \$5,038. NEES'

expenses in connection with the acquisition of said stock are estimated at \$500. Worcester's expenses in connection with the issuance of the new bonds are estimated at \$57,000, including \$20,000 to be paid for legal, accounting, and other services to the New England Power/Service Company's the system's service company; \$1,500 for fees and expenses of Lybrand, Ross Bros. & Montgomery, accountants; \$12,500 for printing expenses and \$6,000 for the indenture trustee's fees and expenses. The fees and expenses of Choate, Hall & Stewart, counsel for the purchasers, which are to be supplied by amendment, will be paid by the successful bidders.

Worcester has made application to the Massachusetts Department of Public Utilities for approval of the issue and sale of the additional stock and new bonds and for approval of the use of the proceeds therefrom. The joint application-declaration states that no State commission approval is necessary for the acquisition of common stock by NEES and that no Federal commission, other than this commission, has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than November 23, 1959, at 5:30 p.m., request the Commission in writing that a hearing be held on such matters, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said filing which he desires to controvert, or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date, the joint application-declaration, as filed or as it may be hereafter amended, may be granted as provided in rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in rules 20(a) and 100 thereof or take such other action as it may deem appropriate.

By the Commission.

[SEAT.]

NELLYE A. THORSEN. Assistant Secretary.

[F.R. Doc. 59-9688; Filed, Nov. 16, 1959; 8:46 a.m.]

SMALL BUSINESS ADMINISTRA-

[S.B.A. Pool Request No. 30]

UNIFIED INDUSTRIES, INC.

Request To Operate as a Small Business Defense Production Pool, and Request to Certain Companies To Participate in the Operations of Such Pool

Pursuant to section 11 of the Small Business Act (85-536), and section 1 of Executive Order 10493, dated October 15, 1953, the Administrator of the Small Business Administration, after consultation with the Chairman of the Federal Trade Commission and the Attorney General of the United States has found that the voluntary agreement and proposed joint program of Unified Industries, Inc., to operate as a small business defense production pool is in the public interest as contributing to the national defense and will further the objectives of the Small Business Act.

Having also received the approval of the Attorney General of the United States as required by section 11 of the Small Business Act, the Administrator of the Small Business Administration has approved the voluntary agreement and proposed joint program of Unified Industries, Inc., and has requested it to act in accordance with this agreement and proposed program as a small business defense production pool.

In accordance with the requirements of section 11 of the Small Business Act, there is set forth herewith a copy of the aforesaid request.

REQUEST TO UNIFIED INDUSTRIES, INC., 10929 VANOWEN STREET, NORTH HOLLYWOOD, CALI-

Following consultation with the Attorney General of the United States and the Chair-

No. 224---3

man of the Federal Trade Commission, I find that the voluntary agreement and proposed joint program of Unified Industries, Inc., to operate as a small business defense produc-tion pool is in the public interest as contributing to the national defense and will further the objectives of the Small Business

Having also received the approval of the Attorney General of the United States as required by section 11 of the Small Business Act, I, in accordance with this section, approve your voluntary agreement and proposed joint program and request the pool to act in accordance with said agreement and proposed joint program as a defense production pool.

The immunity from the prohibitions of the antitrust laws, or the Federal Trade Commission Act of the United States, as granted by section 11 of the Small Business Act, will cease upon withdrawal by the Attorney General of the United States or myself of the

above findings, approval or request.

Please inform me as to whether the pool will act in accordance with my request.

Sincerely yours,

WENDELL B. BARNES, Administrator.

REQUEST TO MEMBERS OF UNIFIED INDUSTRIES, INC.

Following consultation with the Attorney General of the United States and the Chairman of the Federal Trade Commission, I find that the voluntary agreement and proposed joint program of Unified Industries, Inc., to operate as a small business defense production pool is in the public interest as contributing to the national defense and will further the objectives of the Small Business Act.

Having also received the approval of the Attorney General of the United States as required by section 11 of the Small Business Act, I, in accordance with this section, approve your voluntary agreement and proposed joint program and request the pool to act in accordance with said agreement and proposed joint program as a defense production pool.

The immunity from the prohibitions of the antitrust laws, or the Federal Trade Commission Act of the United States, as granted by Section 11 of the Small Business Act, will cease upon withdrawal by the Attorney General of the United States or myself of the above findings, approval or request.

Please inform me as to whether you will

participate in the program of Unified Industries, Inc.

Sincerely yours,

WENDELL B. BARNES, Administrator.

The above letter was sent to the following companies:

A. W. C., Inc., 2721 Empire Avenue, Burbank, Calif.

K & L Anodizing Corporation, 1839 Dana Street, Glendale 1, Calif.

Lane Electronics Company and Lane Electronics Manufacturing Company, Atoll Avenue, North Hollywood, Calif. Lovequist Engineering Company, 7254

Strathern Street, Van Nuys, Calif.

McPheeters Machine Products, 7116 Laurel Canyon Boulevard, North Hollywood, Calif. Miller Brothers Printing, 1001 West Olive Avenue, Burbank, Calif.

R & N Tool & Die Corporation, 12955 Sherman Way, North Hollywood, Calif.

Rimak, Inc., d/b/a U.S. & F. Manufacturing Company, 10929 Vanowen Street, North Hollywood, Calif.

Solrac, Inc., 11760 Voss Street, North Hollywood, Calif.

Superweld Corporation, 6840 Vineland Avenue, North Hollywood, Calif.

Valley Screw Products, 11425 Vanowen Street. North Hollywood, Calif.

Dated: November 10, 1959.

WENDELL B. BARNES. Administrator.

[F.R. Doc. 59-9689; Filed, Nov. 16, 1959; 8:47 a.m.l

[S.B.A. Pool No. 28]

APPLIED RESEARCH ASSOCIATES, INC.

Findings With Regard to and Approval as a Small Business Research and Development Pool and a Small **Business Defense Production Pool** and Request To Operate as a Small **Business Production Pool**

Pursuant to sections 9(d) and 11 of the Small Business Act (85-536), and section 1 of Executive Order 10493, dated October 15, 1953, the Administrator of the Small Business Administration, after consultation with the Chairman of the Federal Trade Commission and the Attorney General of the United States has found that the voluntary agreement and proposed joint program of Applied Research Associates, Inc., to operate as a small business research and development pool and a small business defense production pool is in the public interest as contributing to the national defense and to the needs of small business, will maintain and strengthen the free enterprise system and economy of the United States, and will further the objectives of the Small Business Act.

Having also received the approval of the Attorney General of the United States as required by sections 9(d) and 11 of the Small Business Act, the Administrator of the Small Business Administration has approved the voluntary agreement and proposed joint program of Applied Research Associates, Inc., and has requested it and its members to act in accordance with this agreement and proposed joint program as a small business defense production pool.

In accordance with the provisions of section 11 of the Small Business Act, there is set forth immediately hereafter, a copy of the letter dated October 2, 1959, sent to Applied Research Associates, Inc., Ward Anderson Printing Company, Inc., Bandelier Films, Inc., A.V.C., Inc., and Machine Engineering Corporation:

Following consultation with the Attorney General of the United States and the Chairman of the Federal Trade Commission, I find that the voluntary agreement and pro-posed joint program of Applied Research Associates, Inc. to operate as a small business research and development pool and a small business defense production pool is in the public interest as contributing to the na-tional defense and to the needs of small business, will maintain and strengthen the free enterprise system and economy of the United States, and further the objectives of the Small Business Act.

Having also received the aproval of the Attorney General of the United States as required by sections 9(d) and 11 of the Small Business Act, I, in accordance with those sections, approve your voluntary agreement and proposed joint program and request the

Pool to act in accordance with said agreement and proposed joint program as a de-

fense production pool.

The immunity from the prohibitions of the antitrust laws or the Federal Trade Commission Act of the United States as granted by sections 9(d) and 11 of the Small Business Act, will cease upon withdrawal by the Attorney General of the United States or myself of the above findings, approval or requests.

Sincerely yours,

WENDELL B. BARNES, Administrator.

The immunity from the prohibitions of the antitrust laws of the Federal Trade Commission Act, as granted by sections 9(d) and 11 of the Small Business Act. will cease upon withdrawal by the Attorney General of the United States or the Administrator of the Small Business Administration of the above findings, approval or requests.

Applied Research Associates, Inc. and its member companies (the names of which are set forth at the end of this paragraph) have accepted the request set forth above to operate as a small business

defense production pool:

A.V.C., Inc., 505 San Mateo NE., Albuquerque, N. Mex.

Bandlelier Films, Inc., 1639 Lomas Boulevard NE., Albuquerque, N. Mex.

Machine Engineering Corporation, 630 Haines Avenue NW., Albuquerque, N. Mex.

Ward Anderson Printing Co., Inc., 404 Fourth Street NW., Albuquerque, N. Mex.

> WENDELL B. BARNES, Administrator.

NOVEMBER 10, 1959.

[F.R. Doc. 59-9690; Filed, Nov. 16, 1959; 8:47 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

LEARNER EMPLOYMENT CERTIFICATES

Issuance to Various Industries

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended. 29 U.S.C. 201 et seq.), the regulations on employment of learners (29 CFR Part 522), Administrative Order No. 485 (23 F.R. 200) and Administrative Order No. 507 (23 F.R. 2720), the firms listed in this notice have been issued special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rates otherwise applicable under section 6 of the Act. The effective and expiration dates, occupations, wage rates, number or proportionof learners, learning periods, and the principal product manufactured by the employer for certificates issued under general learner regulations (§§ 522.1 to 522.11) are as indicated below. Conditions provided in certificates issued under special industry regulations are as established in these regulations.

Apparel Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.20 to 522.24, as amended).

The following learner certificates were issued authorizing the employment of ten percent of the total number of factory production workers for normal labor turnover purposes. The effective and expiration dates are indicated.

Ann Lee Frocks, 108-112 South Main Street, Pittston, Pa.; effective 10-31-59 to 10-30-60 (women's dresses).

Bellcraft Manufacturing Co., Hartwell, Ga.; effective 10-31-59 to 10-30-60 (junior, boys' and men's sport shirts).

Blue Buckle Overall Co., Marshall, Tex.; effective 11-1-59 to 10-31-60 (blue denim jeans).

Fishman and Tobin, Broad and Carpenter Streets, Philadelphia, Pa.; effective 10-28-59 to 10-27-60 (children's blouses and crawlers; boys' pants, unlined jackets).

Franklin Ferguson Co., Florala, Ala.; effective 11-6-59 to 11-5-60 (men's and boys' dress

sport and work shirts).

Freeland Manufacturing Co., 156 Ridge Street, Freeland, Pa.; effective 11-1-59 to 10-31-60 (men's and boys' sport jackets; men's work clothing, work uniforms).

H and H Manufacturing Co., Statham, Ga.;

effective 11–1-59 to 10–31–60 (men's slacks).

Huntington Manufacturing Co., Inc., 629
Tenth Street, Huntington, W. Va.; effective
11–2-59 to 11–1-60 (women's dresses).

International Latex Corp., Newnan, Ga.; effective 11-1-59 to 10-31-60 (brassieres).

Key Work Clothes, Inc., Fort Scott, Kans.; effective 10-31-59 to 10-30-60 (men's and boys' bib overalls, overalls, jackets, etc.).

Key Work Clothes of Missouri, Nevada, Mo.; effective 11-1-59 to 10-31-60 (men's work pants and shirts).

Lamar Manufacturing Co., Millport, Ala.: effective 10-30-59 to 10-29-60 (men's and boys' dress trousers).

Lexington Manufacturing Co., 129-131 East Second Avenue, Lexington, N.C.; effective 11-1-59 to 10-31-60 (Men's and boys' sport shirts).

Livingston Shirt Corp., 308 South Church Street, Livingston, Tenn.; effective 11-5-59 to 11-4-60 (men's sport and dress shirts, pajamas).

Reliance Manufacturing Co., Factory No. 45, Bonne Terre, Mo.; effective 10-31-59 to 10-30-60; learners may not be engaged at special minimum wage rates in the production of separate skirts (women's shorts, pedal pushers, slacks, etc.).

Seminole Manufacturing Co., Aberdeen, Miss.; effective 10-30-59 to 10-29-60 (men's and boys' dress trousers).

Seminole Manufacturing Co., Columbus. Miss.; effective 10-30-59 to 10-29-60 (men's and boys' dress trousers).

Shamokin Dress Co., 1012 North Shamokin Street, Shamokin, Pa.; effective 10-28-59 to 10-27-60 (women's and girls' dresses).

Shreveport Garment Manufacturers, 410 Commerce Street, Shreveport, La.; effective 10-27-59 to 10-26-60 (dungarees, work pants).

Silver Manufacturing Co., 1405 East Co-lumbus Drive, Indiana Harbor, Ind.; effective 11-1-59 to 10-31-60 (men's slacks, jeans, etc.).

Sunnyvale of Pennsylvania, Inc., 3 South Webster Avenue, Scranton, Pa.; effective 11-2-59 to 11-1-60 (women's dresses).

Weldon Manufacturing Co. of Pennsylvania, 1307 Park Avenue, Williamsport, Pa.; effective 10-29-59 to 10-28-60 (men's, boys', women's, girls' pajamas).

Whiteville Manufacturing Co., Inc., Wilmington Road, Whiteville, N.C.; effective 11-2-59 to 11-1-60 (children's cotton pants, jackets, shirts, jeans).

The following learner certificates were issued for normal labor turnover pur-The effective and expiration poses. dates and the number of learners authorized are indicated.

B & F Manufacturing Co., Inc., South Main Street, Mocksville, N.C.; effective 10-31-59 to 10-30-60; 10 learners (men's and boys' sport shirts).

Bocar Manufacturing Corp., Street, Tunkhannock, Pa.; effective 11-2-59 to 11-1-60; 10 learners (women's dresses)

Devil Dog Manufacturing Co., Inc., Middlesex, N.C.; effective 11-4-59 to 11-3-60; 10 learners (ladies' and children's sportswear).

H. W. Gossard Co., 105 North Franklin Street, Bicknell, Ind.; effective 11–11–59 to 11–10–60; 10 learners (women's foundation garments).

Royal Fashions, Inc., 284 Main Street, Dupont, Pa.; effective 10-30-59 to 10-29-60; six

learners (women's dresses).

Shroyer Dress Co., 315 North Water Street, Selinsgrove, Pa.; effective 10-29-59 to 10-28-60; 10 learners (women's and misses' dresses).

The following learner certificate was issued for plant expansion purposes. The effective and expiration dates and the number of learners authorized are indicated.

Lambert Manufacturing Co., Lambert, Miss.; effective 10-27-59 to 4-26-60; 50 learn-Learners may not be engaged at special minimum wage rates in the production of separate skirts (women's, misses' and junior daytime dresses, etc.; men's and boys' windbreakers, parkas, Melton jackets, and robes).

Hosiery Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.40 to 522.44, as amended).

The following learner certificates were issued authorizing the employment of 5 percent of the total number of factory production workers for normal labor turnover purposes.

Francis-Louise Full Fashion Mills, Inc., Valdese, N.C.; effective 10-30-59 to 10-29-60 (full-fashioned, seamless).

Ragan Knitting Co., Inc., 7 Cox Avenue, Thomasville, N.C.; effective 10-29-59 to

10-28-60 (seamless).

Roane Hosiery, Inc., Harriman, Tenn.;
effective 10-31-59 to 10-30-60 (seamless).

Knitted Wear Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.30 to 522.35, as amended).

The following learner certificates were issued authorizing the employment of 5 percent of the total number of factory production workers for normal labor turnover purposes.

Athens Lingerie Corp., Athens, Ala.; effective 11-2-59 to 11-1-60 (underwear and sleepwear).

Dri-Set Inc., Graysville, Tenn.; effective 10-30-59 to 10-29-60 (children's knitted sleepwear).

Haleyville Textile Mills, Inc., Haleyville, Ala.; effective 10-31-59 to 10-30-60 (underwear and sleepwear).

Taylor Manufacturing Co., Division of Union Underwear Co., Inc., Greensburg Road, Campbellsville, Ky.; effective 10-31-59 to 10-30-60 (men's and boys' knit underwear).

Regulations Applicable to the Employment of Learners (29 CFR 522.1 to 522.11, as amended).

Hart, Schaffner and Marx, 165 North Joliet Street, Joliet, Ill.; effective 11-2-59 to 5-1-60; five percent of the total number of factory production workers engaged in the manufacture of men's and boys' clothing for normal labor turnover purposes in the occupations of sewing machine operator, final presser, hand sewer, and finishing operations involving hand sewing each for a learning period of 480 hours at the rates of at least 90 cents an hour for the first 280 hours and not less than 95 cents an hour for the remaining 200

The following learner certificate was issued in Puerto Rico to the company hereinafter named. The effective and expiration dates, learner rate, occupation, learning period, and the number or proportion of learners authorized to be employed, are as indicated.

American Plastic Flowers, Inc., Mayaguez, P.R.; effective 10-12-59 to 4-11-60; 40 learners for plant expansion purposes in the occupation of flower assembling for a learning period of 160 hours at the rate of 43 cents an hour (assembling of plastic flowers).

Each learner certificate has been issued upon the representations of the employer which, among other things, were that employment of learners at subminimum rates is necessary in order to prevent curtailment of opportunities for employment, and that experienced workers for the learner occupations are not available. The certificates may be annulled or withdrawn, as indicated therein, in the manner provided in Part 528 of Title 29 of the Code of Federal Regulations. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of 29 CFR 522.9.

Signed at Washington, D.C., this 4th day of November 1959.

> ROBERT G. GRONEWALD, Authorized Representative of the Administrator.

[F.R. Doc. 59-9684; Filed, Nov. 16, 1959; 8:46 a.m.]

[Administrative Order 528]

INDUSTRIAL HOMEWORK **CERTIFICATES**

Appointment of Authorized Representatives To Grant, Deny, Revoke or Cancel Certificates

Under the authority of section 11 of the Fair Labor Standards Act of 1938 (52 Stat. 1066; 29 U.S.C. 211), Reorganization Plan No. 6 of 1950 (64 Stat. 1263; 3 CFR, 1950 Supp., p. 165), and General Order No. 45-A of the Secretary of Labor (15 F.R. 3290), I hereby:

A. Designate and appoint as my authorized representatives the following persons who are employees of the Wage and Hour and Public Contracts Divisions except as otherwise stated with full power to grant or deny applications for special homework certificates authorizing employment of industrial homeworkers as provided in 29 CFR, Part 530, to sign and issue such certificates, to revoke or cancel such certificates, and to take such other action as may be necessary or appropriate in connection therewith: (1) The Regional Directors and the Deputy Regional Directors within their respective regions, (2) the Field Office Supervisor, Honolulu, Hawaii, within the Hawaiian Islands, Guam, Wake, and American Samoa, and (3) the Commissioner, North

Carolina Department of Labor, within the State of North Carolina.

B. Revoke and withdraw Administrative Orders Nos. 354 (10 F.R. 9132), 363, (11 F.R. 3977), 384 (12 F.R. 7145), and 398 (15 F.R. 3952).

All other authority to grant, deny, sign, issue, revoke, or cancel special homework certificates issued pursuant to section 11 of the Fair Labor Standards Act of 1938, inconsistent herewith is hereby revoked and withdrawn.

Signed at Washington, D.C., this 10th day of November 1959.

> CLARENCE T. LUNDQUIST, Administrator.

[F.R. Doc. 59-9691; Filed, Nov. 16, 1959; 8:47 a.m.]

INTERSTATE COMMERCE **COMMISSION**

FOURTH SECTION APPLICATIONS FOR RELIEF

NOVEMBER 12, 1959.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

Long-and-Short Haul

FSA No. 35822: Aluminum sulphate between Joliet, Ill., and points in Kansas and Missouri. Filed by Western Trunk Line Committee, Agent (No. A-2091), for interested rail carriers. Rates on aluminum sulphate, dry, or paper makers' alum, dry, in carloads between Joliet, Ill., on the one hand, and specified points in Kansas and Missouri, on the other.

Grounds for relief: Short-line distance formula, grouping, and market competition.

Tariff: Supplement 48 to Western Trunk Line Committee tariff I.C.C. A- UNION GENERALE DES COOPERA-

FSA No. 35823: Cement clinkers from and to points in WTL, Southwestern, and IFA territories. Filed by Western Trunk Line Committee, Agent (No. A-2096), for interested rail carriers. Rates on cement clinkers, in carloads from and to points in western trunk line, southwestern, and Illinois Freight Association territories.

Grounds for relief: Commercial competition.

Tariffs: Supplement 70 to Western Trunk Line Committee tariff I.C.C. A-4188. Supplement 49 to Western Trunk Line Committee tariff I.C.C. A-4189.

FSA No. 35824: Fertilizer and fertilizer materials from the southwest to Utah. Filed by Southwestern Freight Bureau, Agent (No. B-7676), for interested rail carriers. Rates on fertilizer, fertilizer compounds, and fertilizer materials, in carloads from points in Arkansas, Louisiana, Missouri, Oklahoma, and Texas to points in Utah on the Union Pacific Railroad Company.

Grounds for relief: Market competition with California producers.

Tariff: Supplement 211 to Southwestern Freight Bureau tariff I.C.C. 4136.

By the Commission.

HAROLD D. McCOY, [SEAT.] Secretary.

[F.R. Doc. 59-9693; Filed, Nov. 16, 1959; 8:47 a.m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

[Claim No. 66768]

TOMAZO GAMBINI

Amended Notice of Intention To Return Vested Property

The Notice of Intention To Return Vested Property to Tomazo Gambini, which was published in the FEDERAL REG-ISTER on October 25, 1958 (23 F.R. 8270), is hereby amended by deleting therefrom the following words wherever they appear: Tomazo Gambini, also known as Thomas Gambini, and as T. Gambini, Claim No. 66768.

All other provisions of said Notice of Intention To Return Vested Property and all actions taken by or on behalf of the Attorney General of the United States in reliance thereon, pursuant thereto, and under the authority thereof, are hereby ratified and confirmed.

Executed at Washington, D.C., on November 9, 1959.

For the Attorney General.

[SEAL]

PAUL V. MYRON, Deputy Director Office of Alien Property.

[F.R. Doc. 59-9697; Filed, Nov. 16, 1959; 8:48 a.m.]

[Vesting Order SA-274]

TIVES AGRICOLES BULGARES

In re: Property indirectly owned by Union Generale des Cooperatives Agricoles Bulgares, Sofia, Bulgaria; F-11-188.

Under the authority of Title II of the International Claims Settlement Act of 1949, as amended (69 Stat. 562), Executive Order 10644, November 7, 1955 (20 F.R. 8363), Department of Justice Order No. 106-55, November 23, 1955 (20 F.R. 8993), and pursuant to law, after investigation, it is hereby found and determined:

1. That the property described as follows:

That certain debt or other obligation of White, Weld & Co., 20 Broad Street, New York 5, N.Y., in the sum of \$36,938.30, arising out of a blocked account maintained by said company in the name of "Hollandsche Bank-Unie N.V., Banque de Credit, Sofia, on behalf Union Generale des cooperatives agricoles bulgares, Sofia, Blocked Account", together with any and all rights to demand, enforce and collect the same,

is property within the United States which was blocked in accordance with Executive Order 8389, as amended, and remained blocked on August 9, 1955, and which is, and as of September 15, 1947, was, owned indirectly by Union Generale des Cooperatives Agricoles Bulgares, Sofia, a national of Bulgaria, as defined in said Executive Order 8389, as amended.

2. That the property described herein is not owned directly by a natural person.

There is hereby vested in the Attorney General of the United States the property described above, to be administered, sold, or otherwise liquidated, in accordance with the provisions of Title II of the International Claims Settlement Act of 1949, as amended.

It is hereby required that the property described above be paid, conveyed, transferred, assigned and delivered to or for the account of the Attorney General of the United States in accordance with directions and instructions issued by or for the Assistant Attorney General, Director, Office of Alien Property, Department of Justice.

The foregoing requirement and any supplement thereto shall be deemed instructions or directions issued under

Title II of the International Claims Settlement Act of 1949, as amended. Attention is directed to section 205 of said Title II (69 Stat. 562) which provides that:

Any payment, conveyance, transfer, assignment, or delivery of property made to the President or his designee pursuant to this title, or any rule, regulation, instruction, or direction issued under this title, shall to the extent thereof be a full acquittance and discharge for all purposes of the obligation of the person making the same; and no person shall be held liable in any court for or in respect of any such payment, conveyance, transfer, assignment, or delivery made in good faith in pursuance of and in reliance on the provisions of this title, or of any rule, regulation, instruction, or direction issued thereunder.

Executed at Washington, D.C., on November 4, 1959.

For the Attorney General.

[SEAL] DALLAS S. TOWNSEND,

Assistant Attorney General,

Director, Office of Alien Property.

[F.R. Doc. 59-9698; Filed, Nov. 16, 1959; 8:48 a.m.]

Office of the Attorney General

ASSISTANT ATTORNEY GENERAL IN CHARGE OF THE CIVIL RIGHTS DIVISION

Delegation of Certain Authority of the Attorney General Relating to Proceedings Against Juveniles

By virtue of the authority vested in me by section 161 of the Revised Statutes (5 U.S.C. 22) and section 2 of Reorganization Plan No. 2 of 1950 (64 Stat. 1261), I hereby delegate to the Assistant Attorney General in charge of the Civil Rights Division the authority vested in the Attorney General by section 5032 of title 18 of the United States Code with respect to proceedings against juveniles.

Dated: November 12, 1959.

WILLIAM P. ROGERS, Attorney General.

[F.R. Doc. 59-9694; Filed, Nov. 16, 1959; 8:47 a.m.]

CUMULATIVE CODIFICATION GUIDE—NOVEMBER

A numerical list of parts of the Code of Federal Regulations affected by documents published to date during November. Proposed rules, as opposed to final actions, are identified as such.

to date during I	November.
3 CFR	Page
Proclamations:	-
	0001
3324	8961
3325Executive orders:	9185
Executive orders;	0010
July 9, 1875	9219
-10355	9219
5 CFR	
69124,	9185-9187
24	
325	9255
601	8921
6 CFR	
O CI'N	2022
331	9257
361	
366	
421	
443	9039
464	9119, 9257
483	8993
484	8995
485 9044, 9075,	
502	9187
7 CFR	· ·
29	9121
51	
52	
4019121,	9122, 9285
725	8995
725 730	9122
815	8964
857	9285
903	9047
905—908	9047
911—913	9047
914 9048, 9078,	9188, 9258
916—919	9047
921	
922	
923—925	9047
928—932	9047
	1

Proposed rules, as opposed to final	actio
7 CFR—Continued	Page
933 9259-	-9261
935	9047
938	9080
941—944	9047
946	9047
946	9047
952	
952	9261
954	9047
956	9047
958	9048
963	9047
965—968	9047
969 9123.	
971—972	9047
974—978	9047
980	9047
982	9047
984	9262
985—988	9047
991	9047
994—995	9047
997	9123
998	9047
1000	9047
1002	9047
1004-1005	9047
1004—1005	9047
10111014	9047
1015	9049
1016	9047
1018	9047
1023	9047
	8964
1103	8964
Proposed rules:	
	9014
46	9147
47	8974
, 52	9206
813	9206
914	8935

s, are identified as such.	
7 CED Continued	Page
7 CFR—Continued	
Proposed rules—Continued	
924	8935
961	9166
972	9157
1002	9020
1009	9020
1010	9166
1025	8935
9 CFR	,
78	9080
Proposed rules:	3000
Froposeuruies.	9238
74	9084
101	9004
12 CFR	
541	9233
544	8971
5459049,	9233
561	9050
14 CFR	
60	8928
399	8996
401	8996
507 8928, 8971,	9076
514	9262
5148929, 9188	-9190
[601 8929, 9189·	-9191
6029191,	9192
608	8929
609 8930, 9051, 9076,	9282
620	
Proposed rules:	
Proposed rules: 60 8951	, 9020
302	8975
507 9061, 9085,	9271
6009061, 9166	-9168
601	9061.
9062, 9167-9170, 9207, 9240,	9241
6029170, 9270,	0941
002 3110,	0179
6089170-	0040
9208–9218, 9241,	9242

15	CFR	Page
		9205
		8999
372		8999
		8999
		8999
		8999
		8999
	**	9000
		0000
	CFR CORP CORP CORP	
13	8971, 8996–8998, 9081–	9083
Proj	posed rules: 92	0040
	92	9243
17	CFR	
249_		9053
Pro	posed rules:	
	240	9272
70	CFR	
3		9281
10		8926
PTO	posed rules: 8	0004
		8934
	CFR	
201_		9083
209_		9001
2201		9083
299_		9083
21	CFR	
		8927
	·	9263
		9263
	9083,	
1400	posed rules:	9083
FIU	120	9240
	101	
	121	9290
22	CFR	
22		9235
21		0100

22	CFR—Continued	Page
		0005
		8927
24	CFR	
232		9140
		9140
		9140
	CFR	
221.		9192
Pro	posed rules:	
	161	9146
	171	9206
26	(1954) CFR	
		0141
270-		9141
		9141
201-		9193
PTO	posed rules:	
	1 9267,	
	48	9146
	301	9146
29	CFR -	9146
29 101.	CFR -	9146
101.	CFR	
101. 102. 402.	CFR	9095 9102
101. 102. 402.	CFR	9095
101. 102. 402.	CFR posed rules:	9095 9102
101. 102. 402.	CFR posed rules: 613	9095 9102 9266
101. 102. 402.	CFR posed rules: 613687	9095 9102 9266 9020
101. 102. 402. Pro	CFR posed rules: 613 687 694	9095 9102 9266 9020 8951
101. 102. 402. Prof	CFR posed rules: 613 687 694 CFR	9095 9102 9266 9020 8951 9207
101. 102. 402. Prof	CFR posed rules: 613 687 694	9095 9102 9266 9020 8951
101. 102. 402. Prop	CFR posed rules: 613 687 694 CFR	9095 9102 9266 9020 8951 9207
101 102 402 Prop	CFR posed rules: 613 687 694 CFR	9095 9102 9266 9020 8951 9207
31 332 41	CFR posed rules: 613 687 694 CFR	9095 9102 9266 9020 8951 9207 8934 9053
31 32 41 31 31	CFR posed rules: 613 687 694 CFR	9095 9102 9266 9020 8951 9207 8934 9053 9235
31 3 81 512_	CFR posed rules: 613 687 694 CFR	9095 9102 9266 9020 8951 9207 8934 9053 9235 9286
31 3 31 3 512 538	CFR posed rules: 613 687 694 CFR	9095 9102 9266 9020 8951 9207 8934 9053 9235
31 3 31 32 41 512 538	CFR posed rules: 613 687 694 CFR CFR	9095 9102 9266 9020 8951 9207 8934 9053 9235 9286
31 3	CFR posed rules: 613 687 694 CFR CFR	9095 9102 9266 9020 8951 9207 8934 9053 9235 9286 9054 9235
31 3	CFR posed rules: 613 687 694 CFR	9095 9102 9266 9020 8951 9207 8934 9053 9235 9286 9054 9235

Į	36	CFR	Page
			9205
	Prop	oosed rules:	0200
		1	9146
l	38	CFR	
			9236
1		CFR	
I	46		8972
1	168_	8972,	9002
	43	CFR	
Į	76		9084
	Pro	oosed rules:	J004
ł	_	188	9288
		193	9288
		195	9288
		196	9288
I		198	9288 9288
Ì		199	9288
I	Pubi	lic land orders:	3200
ı			9292
I		1965	9292
l		2015	9084
l	47	CFR	
I			8973
ı		8925, 8973,	
I	Pro	posed rules:	5005
I	•	3 9060, 9173,	9289
ļ	40	CFR	
I	• -	~.	
ı			9058
ı			8974
ı			9059 9058
I			9059
I			9058
Į		oosed rules:	
I		181	9218

•		